Confidential CONFIDENTIAL

1948-49-50-51 File No. S95

B. CLASS Public Works DEPARTMENT
J BRANCH

Subject:—

Representation

Page 1 to 142 B B(C) 1951

142 to end C (C) 1951

CONFIDENTIAL

File No. S 95 — J

Std. Scott. Ltd. p 24-B

Confidential

2004—5,00,000—9-52—K2*
G.R., G.D., No. 2408, dated 22-6-22.]

Std. Sectt. 78 e.

Correspondence

DOCKET SHEET

Subject :—

File No._____

_____ DEPT.

_____ BRANCH.

References :—

Date.	To whom sent.	Notes and instructions.

Vadarkatti 27.9.48

To

The Minister of Agriculture and Forest
Government of Bombay, Secretariat Hall
Poona

29.9.48

Honourable Sir,

We the undersigned, Resident Village VADARHATTI Taluka Gokak, Dist Belgaum, beg to lay the following few lines for favour of Consideration :-

GEO
1717
29.9.48.

(1) Subedar Shankarrao Powar, Served in the Army for last 30 years, now Retired from the Army, and appointed as Secy to the Collectorate Prosident, Dist Collector, P.A Board Satara. from April 1946 (R.S.No 269.0)

H.M.P.W.D
Lorry
A 29.9.48

(2) Fakirappa Lachamappa Navi (Rs. 254)
(3) Balarão Salanna Padachar (Rs. 255)
(4) Lachamana Alo Shivappa Padachar
(5) Revappa Shidappa Pulgagol (R.S.No 256)

} Vadarhatti Resident

We all were applied for the Seperate Canal for our land at our own expence to the Executive Engineer Belgaum District, during the month of April 1948 and two Subsequent Reminders also Sent to for we Reply has beyond been received from irrigation authorities.

our lands are at the end of Canal, We are not getting sufficient Water, due to that We are unable to fetch enough Corn from our lands. Irrigation Revenues are being Recovered from us, even though no Corn crops are grown, under these circumstances, We are not getting sufficient Corn for our maintainence. It is known to all, that the Cultivation of Lands are entirely depended on Canal Water, as generally get no rain in this part.

We all willing to undertake the expenditure of Building the down in accordance with the specifications laid down by the irrigation authorities. for Canal and all other expenditure for new Canal

The Sub-overseas had been to this Village to investigate this Case, and he has seen the Solan, from where new Canal proposed, but Same is still under Consideration, dealy in this matter is Causing Considerable loss, in this matter, every year, due to insufficient irrigation water.

It is therefore requested from them kindly peruse this matter to your personal attention, and from whom will relive our the undersigned poor agriculturists. for which act of Kindness We shall ever remain grateful.

We beg to remain

Sir

Your most obedient Servants

1. Lobha Ram
2. Lt Ghulam Fakirappa Nar.
3. Balappa
4. Not present
5. Lt Ghulam Rasappa Siddappa

N.B. Further irrigation Canal ends at this Village, and unused Water goes to Soring as waist water. If proposed Canal sanctioned this will be use of waist Water which goes to Soring. so Kare applies separate Canal from 800x from Soring, at our own expenditure to cultivate of our lands.

Lobha Ram.

Gokak 27-9-48

From :-

Subedar SHANKERRAO POWAR
(Ex Head Clerk I.T.F).
Asst Secy Dist Soldiers R.A. Board Gokak

OF H. M. FOR. ... TS & AGRICULTURE
Date 29-9-48.

ACKNOWLEDGED
No. 1710
Date 29.9.48.

To M. P. Patil Esq. Minister Agriculture and Forest
Council Hall Poona.

Honourable Sir,

P.W.D.

You will surprise to see my letter, but time has come to write this letter, will you please help in this matter. Shri Dewan ex I.T.F I was offered for lease of land and same has been granted by G.A. Hiremath, at Village VADERHATTI, Gokak Taluka. After spending Considerable amount on the land, brought under Cultivation, the difficulty is now experienced that I am not getting sufficient water, irrigation water, as my land is at the end of Canal. It is natural those who are nearer to Canal they are getting full advantage of water, when as we I am far away can't get the sufficient water. I can not blame to them as they are in need of water. For their lands, under their circumstance I am loose every year. Can not cover the irrigation Tax also. At present my wife is staying in that Village for last two years along with Six Cattles for the improvement lands, and I am sending monthly land Rev as Land to work.

under these circumstance I have applied for the Special Canal along with some others to the Executive Engineer Belgaum Dist, On 30-4-1948. and Subsequently reminded twice, but no reply so far has yet been send. I feel sorry no acknowledgement of our application has been sent.

I thinfre enclosed herewith a fotheaker for the Separate Pannal Allowance for which such as you deem necessary and relieve me from this difficulty. I am now depending on this Land.

On my release from the Army I am posted as Asst Camp Disl Soldiers R.A Board, Patara, and pulling on my old age. I had a great record to see you at Pora, in this Connection, but you are always on Tour, in this province it is really impossible for me to know your movement in Pora. If you would Kindly give me any Convenient date I will be glad to see you, and I can explain the whole Selitichion.

Hoping to be excused for the trouble. Trusting you are keeping good health.

Yours Obediently.

L.D Pora Peiada

My address:

Peiada D.C. Power
688 Guruwar Peth.
Patara

IIB(4)
1110

S. 93

No 54052

9/4/
1-11-

S-95/5-4054.

I.B (II) P.W.D.

Submitted with the necy. draft for approval

QB
5/10/08.

(A.
5/10/08

Below letter dt. the 27-9-48, from Subedar Shankerrao Powar, 688 Guruwar Peth, Satara, addressed to the H M. for Agriculture and Forests, and its accompl. re: request for permission to construct a separate Canal for supply of water to S. Nos 854, 855, 856, 858 and 2690, Jat-Gokak Dist. Belgaum

IMMEDIATE.

No. S-95/674054 - I.B. (II)

P. W. D.,
Bc., 5th Oct. 48

Pf 1-4

forwarded to the Ex. Engr., Belgaum Dn., for immediate favour of report through the S. E., S.C.,

2. The Ex. Engr., is requested to explain why no acknowledgement was sent to Subedar Shankerrao Powar.

By order etc.

Issued 6.10.48

Copy forwarded for information to the S.E., S.C

5/10/48

5/10/48

Issued vide my endt No. C/6-10 dt 20-10-48

5/10

Issued vide my endt No. C/6-10 dt 20-10-48

5/10

6a/

(Please return this memorandum.)

Immediate.
No. S.95/54054-I.B.(II).
Public Works Department,
Bombay Castle, 5th October 1948.

Subject:- Request for permission to construct a separate canal for supply of water to Survey Nos. 254,255,256,258 and 2690, Taluka Gokak, District Belgaum.

Forwarded to the Executive Engineer, Belgaum Division, for favour of an immediate report through the Superintending Engineer, Southern Circle.

2. The Executive Engineer, is requested to explain why no acknowledgement was sent to Subedar Shankerrao Powar.

By order of the Governor of Bombay,

sd/- xxx

Assistant Secretary to the Government of Bombay, Public Works Department.

D.A.:- Letter dated the 27th September 1948, from Subedar Shankerrao Powar, 688 Guruwar Peth, Satara, addressed to the Honourable Minister for Agriculture and Forests, and its accompaniment.

Copy forwarded for information to the Superintending Engineer, Southern Circle.

7

(Please return this memorandum.)

Immediate.
No.S-95/54054-I.B.(II).
Public Works Department,
Bombay Castle, 5th October 1948.

Subject:- Request for permission to construct a separate canal for supply of water to Survey Nos. 254,255,256, 258 and 2690, Taluka Gokak, District Belgaum.

Forwarded to the Executive Engineer, Belgaum Division, for favour of an immediate report through the Superintending Engineer, Southern Circle.

2. The Executive Engineer, is requested to explain why no acknowledgement was sent to Subedar Shankerrao Pawar.

By order of the Governor of Bombay,

Assistant Secretary to the Government of Bombay,
Public Works Department.

D.A.- Letter dated the 27th September 1948, from Subedar Shankerrao Powar, 688 Guruwar Peth, Satara, addressed to the Honourable Minister for Agriculture and Forests, and its accompaniment.

Copy forwarded for information to the Superintending Engineer, Southern Circle.

3. HKP.
5-10-48.
V.9.
6/10

J.B.C.(I).

P.W.D.

The EX. Engrs, Belgaum Dn., expedited under No. S-95/54054 J.B.C.(I) dated the 21-10-'48. 28-10-48 marked Immediate.

Issued on 27/10/48

28-10-48

Issued on 24/10 ~~Engrs on 5-11-48~~

Secy. V. Engrs. on 22/10 5-11-48

9

LETTER.
NO.G-108.

Office of the
Executive Engineer, Belgaum Dn.
Belgaum: 27th October, 1948.

To

The Assistant Secretary to Government,
Public Works Department, B O M B A Y.

Subject:- Request for permission to construct a separate canal for supply of water to Sy.No.s 254,255,256,258 and 260(a) Taluka Gokak Dist.Belgaum

Reference:- Your Reminder No.S-95/54054-I.B.(II) dated 21st October, 1948.

As per instructions contained in para 1 of your endorsemnt No.S-95/54054-I.B.(II) dated 5th October, 1948, the requisite report has already been submitted through the Superintending Engineer, Southern Circle, Belgaum under this office No.G-108/I dated 16th October, 1948.

26/X/48

MVS.26/10.

Executive Engineer, Belgaum Dn.
26/10/48

....

Copy forwarded with compliments to the Superintending Engineer, Southern Circle, Belgaum with reference to his No.B.M.I-2 dated 22-10-1948.

5-95/59849 12 10

G.B.(II) P.W.D.

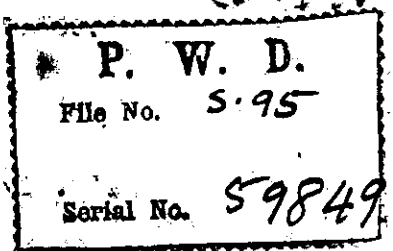
Await

3-11-48 — Expedite S.E.S.C. by Express Letter.

J.A.S.

Swiss B 4/11

G.B.(1) 29/10



2-5-10-48 Swiss B. 2/11

Express letter. Nr 13

From: Bomworks Bombay.

To the S.E., S.C.

No. 3-95/5-98 A9. 9.8 (II)

P.W.O.,
B.C. 5th Nov. 48.

Refce: Endt. below letter No G-108 dt. the 27-10-48, from the Ex. Engr., Belgaum Dn. — — — — —

P 9

2. Pl. ~~forward~~ immediately Cancelled letter No G-108/I, dt. the 16-10-48, from the Ex. Engr., Belgaum Dn., together with your remarks thereon, re: request for supply of water to survey Nos 254, 255, 256, 258, and 260(a), Tal. Gokak, Dist- Belgaum. — — — — —

D.A. Nil.

QB
4/11/48

5

5/11/48.

JAS

Issue very urgent
5/11

Ref- 12 Cl
5/11

15

EXPRESS LETTER.

From - Bomworks, Bombay.

To - The Superintending Engineer, Southern Circle.

No.S.95/59849-I.B.(II). Public Works Department,
Bombay Castle, 5th November 1948.

Reference: Endorsement below letter No.G.108, dated the 27th October 1948, from the Executive Engineer, Belgaum Division regarding request for supply of water to survey Nos. 254, 255, 256, 258 and 260(a), Taluka Gokak, District Belgaum.

2. Please transmit immediately letter No.G.108/I, dated the 16th October 1948, from the Executive Engineer, Belgaum Division, together with your remarks thereon.

5/11/48.

Assistant Secretary to the Government of Bombay, Public Works Department.

D.A.-Nil.

2
BKR
5/11/48.

Vadarhatti.
20-4-1948.

To
The Executive Engineer,
Belgaum District, Belgaum.

Sir,

We the undersigned, resident of village Vadarhatti, Talukd Gokak beg to submit following for favourable consideration.

We all are agricultirist depend on the produce crops of our lands, It is known that the rain in this country is very little , due to that we all are loosing crops every year. We all have lands under irrigation, under canal water but our lands at the end of canal we all are not getting sufficient water for irrigation of our lands, and hence we are not getting benifits of irrigation. During the year 1942, the complaint made to your office, the reply was received, that the irrigation Department is not in possition to do any thing more that our lands at the end of canal, and mater ends.

Now Govt. is paying more attention to agriculturists, we all therefore propose to take a seperate canal for our lands from the main canal, proceeding Survey R.S.No. 169 Honchanal and we are prepared to bear the expenditure. We also prepared build the door at the main canal atour expence, according to your specification.

It is therefore requested that the authorities concerned may kindly be sanctioned the above proposal for the interest of agriculturists.

The names of applicants are as under :-

*1)	Retired Subedar Shankar Powar	R.S. NO. 269
2)	Laxman Fakkirappa Navi	R.S. No. 254
3.	Hirshid Putagegol	R.S. No. 256 R.S. No. 255
4.	Balava W/o Late Bayabanna Padachal.	R.S. No. 258
5.	Lachamawa W/o Late Shivana Padachal.	R.S. No. 257.

Present Address. Subedar S.K.Pawar,
A/Secretary Dist Soldier's and A.Board Satara.

N.B. It is requested that immediate action may kindly be taken in this matter as the mansoon is due from 6 June 1948 (i.e. 1½ months)

Sd/- S.K.Powar.

Satara 8-7-1948.

From

Subedar Shankarrao Powar,
Asstt. Secry. Dist. Soldier's P.A. Board
Satara.

To

The Executive Engineer,
Belgaum Dist. Belgaum.

Sir,

I have applied for seperate canal for my land R.S. No. 269(a) village Vadarhatti, Taluka Gokal along with four other land holders of the same village during the month of April 1948. Subsquently reminder also submitted through the Collector Belgaum, so far no reply has not yet been recd

I therefore request that the necessary sanction may kindly be given at an early date as mansoon has already started a month before

No suitable acknowledgement has been sent to me for their receipt of application. An early reply will be much appreciated.

Yours most obedent servant,

Sd/- S.K.Powar.

P'ki/-

No. B.M.I-4

Office of the Executive Engineer,
Ghataprabha Left Bank Canal Divn.
Dhupdal, 19th October 1948.

To

Subedar Shankar Rao Pawar,
Assistant Secretary to the Collector,
and President District Soldier's
S.A. Board Satara.

Subject :- Request for permission to construct a separatet canal for supply of water to survey No. 254, 256 etc.

Reference :- Your application dated 27-10-1948 addressed to the Hon. Minister for Agriculture and Forests and dated 6-7-1948 addressed to the Executive Engineer Belgaum Division Belgaum.

Sir,

I have to acknowledge the receipt of your petition noted above and to inform you that the matter of your application is under investigation. In the meanwhile you are requested to give your opinion on the following.

2. If a new outlet is required, the cost of it will be about Rs. 100/-. Please inform if you and other irrigators concerned are willing to deposit the above amount with Government when the work can be taken in hand.

3. It should please be noted that after the outlet is constructed at the new site, a separate field channel will have to be constructed by the irrigators concerned, at their own expense. Please intimate after consulting the other irrigators if they are willing to do the work.

4. The site for the outlet will be shown by the Overseer of this department

5. Further correspondence may please be carried on with this office as the Gokak Canal Works have been since transferred to this Division.

Yours faithfully,

Sd/- B.Krishnaiengar.
Executive Engineer,
Ghataprmbha Left Bank Canal Division.

- - - -

Copy forwarded with compliments to the Deputy Engineer, Gokak Sub-Division for immediate report.

2. It is seen that a number of references are pending with him and they should please be disposed off without any further delay.

True Copy
Mulwagh
Clk. Ex. En

P'ki/-

L E T T E R.

No.B.M.I.(4). Office of the Executive Engineer,
Ghataprabha Left Bank Canal Dn.,
Dhupdal (Tk.Gokak),Dt.Belgaum,
Dated 28th October 1948.

To

The Secretary to Government,
Public Works Department,
Bombay.

S. E., S. I. C.
Inward No. 30124
Date 2-11-48

Subject:- Request for permission to construct a separate canal for supply of water to S.No.254,255,256 and 260(a) Taluka:Gokak, Dist:Belgaum.

Reference:- Government Memo No.S-95/54054-I.B.(II) dated 5th October 1948 to the Executive Engineer, Belgaum Division.

The Executive Engineer, Belgaum Division, received two applications from Messrs.Powar and other irrigators of village Waddarhatti on 20-4-1948 and 8-7-1948. They were forwarded to the Deputy Engineer, Belgaum Irrigation for report but that officer does not appear to have made any report till 20-7-1948. On 21-7-1948, the Gokak Canal was transferred to the Executive Engineer, Ghataprabha Left Bank Canal Division and the case papers on the above subject were also transferred for further action.

2. While the matter was being investigated another application dated 27-9-1948 from Mr.Powar was received by me. Mr.Powar was replied under this office No.B.M.I.4 dated 19.10.1948 - copy attached. As the outlet is purely required in the interest of a few irrigators and as they are willing to bear all the expenses, they have been asked to clarify certain points before their request for a new outlet can be sanctioned. On receipt of a reply from Mr.Powar further necessary action to construct the outlet as a deposit contribution work will be taken.

D.A.-
1 copy of letter.
2 copies of applications.

Executive Engineer, 28/X
Ghataprabha Left Bank Canal Division.

DVJ.

Through:-

The Superintending Engineer, Special Investigation Circle,Dharwar, with compliments, with copies of the applications received from the Executive Engineer, Belgaum Division, for favour of further disposal.

25

p 23

Below letter No.B.M.I.(4), dated the 28th October 1948 from the Executive Engineer, Ghataprabha Left Bank Canal Division, Dhupdal, regarding request for permission to construct a separate canal for supply of water to S.No.254, 255, 256 and 260(a), Taluka Gokak, District Belgaum.

No.B.M.I.(4). Office of the Superintending Engineer, Special Investigation Circle, Dharwar: 3rd November 1948.

Forwarded with compliments to the Secretary to Government, Public Works Department, Bombay.

2. Undersigned is not quite certain of the desirability of the particular outlet. Information is being obtained from the Executive Engineer before further action.

3. The fact is that cultivators here (and also om Krishna canals in Satara) want a separate outlet for small areas of their own even when existing outlets command their areas.

4. This simply results in additional outlets adding to the very large number that exists already. Every such outlet with wooden shutters (and which the Executive Engineer estimates at Rs.100/- only) is bound to be leaky. The existing Gokak Canal (and the Krishna Canal in Satara) are subject to heavy leakages due to such innumerable leaky outlets and we should discourage their construction except by insisting upon strong masonry works and ~~x~~ non-leaky steel (and hence costly) outlet gates.

5 A report will follow.

G.3.11.
compd.by

Superintending Engineer,
Special Investigation Circle.

for disposal pl. see S.No 61365 - p 30

9B(11) 5/11

P. W. D.
File No. S·95
Serial No. 61209

S-95/59 B&R

Below Government memorandum No.S-95/54054.I.B.(II) dated 5th October, 1948.

****

Subject:- Request for permission to construct a separate canal for supply of water to survey Nos.254,256,258 and 260(a) Taluka Gokak Dist.Belgaum.

NO.G-108/1

Executive Engineer's Office,
Belgaum: 16th October, 1948.

Returned with compliments to the Secretary to Government(Public Works Department)Bombay.

2. The case papers in this connection both in the Divisional and Sub-Divisional offices, have already been transferred to the Executive Engineer,Ghatprabha Left Bank Canals Dn.Dhupdal and the Sub-Divisional Officer,Gokak Canals Sub-Dn.Dhupdal respectively on 21st July 1948 for further disposal due to the transfer of Gokak Canals to the Special Investigation Circle.

3. From the application of Subedar S.S.Powar, it will be seen that the original application was sent from Satara on 20-4-1948.It was received in my office on about 23-4-1948 From the records, it is seen that the copy of the application from Mr.Powar was sent to the Deputy Engineer Belgaum Irrigation Sub-Dn.Belgaum under this office No.B.M.I.-4 dated 29-4-1948 ie. within a week from the date of the receipt of the application in this office and the Deputy Engineer, Belgaum Irrigation Sub-Dn. under his No.62/1212 dated - 30-4-1948 instructed the Sectional Officer,Dhupdal to investigate the matter. No reply from the Deputy Engineer, Belgaum Irrigation was received till the transfer of the Gokak Canals to the Special Investigation Circle.The reminders received from the applicant were attached to the case papers transferred to the Executive Engineer,Ghatprabha Left Bank Canals Dn.Dhupdal.

4. It cannot be definitely said now whether the letter was acknowledged or not; but from the application dated 27-9-1948 now submitted by Mr. Powar, it is clear that he knew that the Sectional Officer had been on site for investigation of this case and it is not that he wants a formal acknowledgement of his original application but final decision on his case. From the stamp account maintained it appears that the acknowledgement is not sent to the party concerned.

5. I have issued strict and explicit instructions to all concerned to follow the orders promptly and rigidly without an exception.The lapse which occured in my predecessor's time is regretted.

5. Since the canal has been transferred to the Executive Engineer,Ghatprabha Left Bank Canals Dn.Dhupdal final report regarding the suitability of otherwise of the proposals has to be made by that Officer and copies of the two applications forwarded with Government memorandum under report are being sent to him for further action.

Accomnts.
1.Govt.Memo.
2.Original Applications.

+ Executive Engineer,
Belgaum Division.
13/10/48

THROUGH.

The Superintending Engineer,Southern Circle Belgaum with compliments.

p 27

Below Executive Engineer, Belgaum Division's endorsement No. G-108/1. dated the 16th October, 1948.

No. G-108. Public Works Department,
Belgaum, 4th November 1948.

Forwarded, with compliments, to the Secretary to Government, Public Works Department, Bombay, with reference to Government Memorandum No. S-95/54054-I-B(ii), dated the 5th October 1948. -p 7

2. The Gokak Canal having been transferred to the Special Investigation Circle, Dharwar, a copy of the Executive Engineer, Belgaum Division's endorsement No. referred to above together with copies of the two applications, dated the 27th September 1948 are being sent to Government separately through the Superintending Engineer, Special Investigation Circle for disposal of the case finally.

x in de p 25

229.2

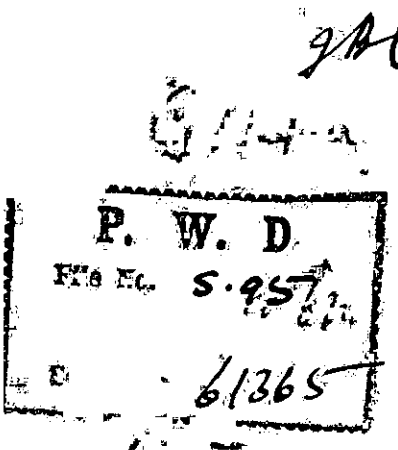
Accompts:

1 Government memorandum.
2 Original applications dated 27-9-1948.

28/10/48

Superintending Engineer, S.C.

NBS


P. W. D.
File No. S.957
61365

S-95/61365.

I.B.(II) P.W.D.

Submitted together with S. No 61209 p26

2. S.No. 61209. The S.E, S.I.C., has not yet furnished the further report promised in para 5 of his Endt. No. B.N.I. (4), dt. the 3-11-48. p25 He may be expedited by telegram as per draft put up p32 for approval. After issue of the telegram, the papers will be submitted to the H.M., P.W.D. with a note.

S.No. 61365. p30 An interim reply has been recd. from the S.E., S.I.C., and he is being expedited by telegram, for submission of the final report, vide p.25

AB
13/11/48

13/11/48

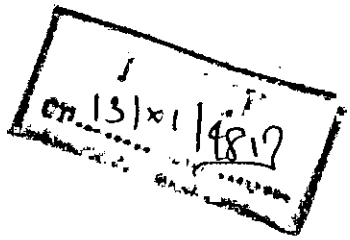
J-A-S

State. Telegram. By Ordinary

From: Bomworks

To: S. E, S.I.C., Dharwar

Please submit immediately further report mentioned in your endt. No. B-M.I (4) dt. of 2nd inst. regarding supply of water to certain Survey Nos. ~~95, 95-5, 95-6, 95-7, 26 etc~~ Jal. Gokak, ~~Dist Belgaum~~.



No. S-95/6/365-I.B(II)

P. W. D.,
B.C. 13th Nov 48

Copy, by post in confirmation

~~By order &c~~

QB 13/11/48

13/11/48

Issue a force
13/11

W/S 13/11

J-A 8
Insts B 13/11

C.-3.

133

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

No.

Received here at ____ H. ____ M.

15 NOV 43 G.T.O.

1393

X MK DHARWAR 15 STE 45 = BOMWORKS BOMBAY ==

YOUR TELEGRAM OF THIRTEENTH STOP FURTHER REPORT PROMISED

DEPENDENT ON THE APPLICANTS REPLYING EXECUTIVE ENGINEER GHATAPRABHAS

LETTER DATED NINETEENTH ABOUT PAYMENT FOR NO'LEAKY OUTLET STOP ALSO

SEE THIS OFFICE LETTER BM (I) 4 OF THIRTEENTH STOP LETTER FOLLOWS

= SUPERINTENDING ENGINEER SPECIAL INVESTIGATION CIRCLE

Sincerely
p. 43

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, serial number (in the case of foreign telegrams only), office of origin, date, service instructions (if any) and number of words.

This form must accompany any enquiry respecting this telegram.

MOIPAL

34

9B II 16/11

for disposal - p 45

P. W. D.
Form S-95
Serial No. 63177

9 Miss B 16/11

9 B (11)

35

Copy gp 3

Satara 27-9-1948.

From,

Subedar, Shankerrao Powar.
(Late Head clerk I.T.F.)
Assist. Secry. Dist. Soldier S.A. Board Satara.

To

M.P.Patil, Esqur.Minister Agriculture and Forest,
Criminal Hall Poona.

Honourable Sir,

You will surprise to see my letter, but time has come to write this letter, with the hope you will help in this matter when I was in I.T.F., I was applied for peace of land, and same has been granted by G.A. Hiremath at village VADERMATTI, Gokak Taluka. After spending considerable amount in the land, brought under cultivation. The difficulty is now experienced that I am not getting sufficient irrigation water as my land is at the end of canal. It is natural that those who are nearer to canal they are getting full advantage of water. Whereas I am far away can't get the sufficient water. I cannot blame to them as they are in need of water for their lands, under these circumstances I am looser every year, cannot cover the irrigation tax also. At present my wife is staying in that village for last two years along with some cattles for the improvement lands and I am sending monthly but they are hand to mouths.

Under these circumstances, I have applied for the separate canal along with four others to the Executive Engineer, Belgaum Dist. on 20-4-1948 and subsequently reminded twice, but no reply so has yet been received. I feel sorry no acknowledgement of any application has been sent. I therefore enclosed herewith application for the separate canal at our own expense, for action such as you deem necessary and relieve us from these difficulties. I am now depending on this land.

On my realese from the Army I am posted as Assist. Secry. Dist. Soldiers S.A.Board Satara and pulling on my oldage. I had a grate mind to see you at Poona, in this connection but you are always on tour in the province it is rather impossible for me to know your presence in Poona. If you would kindly give any covenient date, I will be glad to see you and I can explain the whole situtuation.

Hoping to be excused for the troubles. Thanking you and keeping good health.

Yours obediently.

sd/- S.Powar,
Subhedar.

My address.

Subhedar S.K.Powar,
688 Guruwar peth Satara.

...

Vadarhatti 27th September, 1948.

To

The Minister of Agriculture and Forest
Government of Bombay Criminal Hall Poona.

Honourable Sir,

We the undersigned, resident village Vadarhatti Taluka Gokak District Belgaum beg to lay the following few lines for favour of consideration:-

1. Subedar Shankarrao Powar, served in the Army for last 30 years, ~~now retired~~ from the army, and appointed as Secretary to the Collector and President, Dist. Soldiers, N.A. Board Satara from April 1946 (R.S.No. 269(a)
2. Fakkierappa Lachamappa Navi(R.No.254)) Vadrahatti
3. Balarai Sabanna Padachar(R.S.No. 258)) Resident.
4. Lachamava Com Shivappa Podachar)
5. Revappa Shidappa Putgagol(R.SNo.256,255)

We all were applied for the seperate canal for our land at our own expense to the Executive Engineer, Belgaum District, during the month of April 1948, and two subsequent reminders also sent so far no reply has yet received from irrigation authorities.

Our lands are at the end of canal, we are not getting sufficient water, due to that we are unable to fetch enough corn from out lands, irrigation revenues are being recovered from us even though no corns are grown. Under these circumstances, we are not getting sufficient corn for our maintainence. It is known to all that the cultivation of lands are entirely depended on canal water as generally gets no rain to this part.

We all willing to undertake the expenditure of building the door for canal and all other expenditure for new canal in accordance with the instructions laid down by the irrigation authorities.

The Sub-overseer had been to this village to investigate this case and he has seen the place from where new canal proposed, but same is still under consideration, delay in this matter is causing considerable loss, in this matter every year; due to insufficient irrigation water.

It is therefore requested your honour may kindly receive this matter to your personal attention and your honour will relieve the undersigned poor agriculturists for which act of kindness we shall ever remain grateful.

We beg to remain,
Sir,
Your most obedient servants.

(1) sd/- S. Powar Subhedar.
(2) sd/- L.H.T.of Fakiappa Navi.
(3) Sd/- L.H.T. of Balawa.
(4) ~~xxx~~- not present.
(5) sd/- L.H.T.of Ramappa Shidappa.

N.B.:- From this were irrigation canal ends at this village and unused water goes to spring as waist water. If proposed canal sanctioned there will no strain on the irrigation, only it will be use of waist water which goes to spring. We have applied separate canal from 800X from spring at our own expenditure, to cultivate of our lands.

sd/- Powar.
Subhedar.

Copy

Below Government memorandum No. S-95/54054.I.B.(II) dated the 5th October, 1948. — P 7

***

Subject:- Request for permission to construct a separate canal for supply of water to survey Nos. 254,256,258 and 260(a) Taluka Gokak Dist. Belgaum.

No. G-108/1. Executive Engineer's Office, Belgaum, 16th October 1948.

Returned with compliments to the Secretary to Government(Public Works Department) Bombay.

2. The case papers in this connection both in the Divisional and Sub-Divisional Offices, have already been transferred to the Executive Engineer, Ghatprabha Left Bank Canals Dn. Dhupdal and the Sub-Divisional Officer, Gokak Canals Sub-Dn. Dhupdal respectively on 21st July 1948 for further disposal due to the transfer of Gokak Canals to the special Investigation Circle.

3. From the application of Subedar S.S.Powar, it will be seen that the original application was sent from Satara on 20-4-1948. It was received in my office on about 23-4-1948 From the records, it is seen that the copy of the application from Mr. Powar was sent to the Deputy Engineer, Belgaum Irrigation Sub-Dn,Belgaum under this office No. B.M.I.4, dated 29-4-1948 ile.within a week from the date of the receipt of the application in this office and the Deputy Engineer, Belgaum Irrigation Sub-Dn. under his No. 62/1212 dated 30-4-1948 instructed the Sectional Officer, Dhupdal to investigate the matter. No reply from the Deputy Engineer, Belgaum Irrigation was received till the transfer of the Gokak Canals to the Special Investigation Circle. The reminders received from the applicant were attached to the case papers trasferred to the Executive Engineer, Ghatprabha Left Bank Canals Dn. Dhupdal.

4. It cannot be definitely said now whether the letter was acknowledged or not; but from the application dated 27-9-1948 now submitted by Mr. Powar, it is clear that he knew that the Sectional Officer had been on site for investigation of this case and it is not that he wants a formal acknowledgement of his original application but final decision on his case. From the stamp account maintained it appear that the acknowledgement is not sent to the party concerned.

5. I have issued strict and explicit instructions, to all concerned to follow the orders promptly and rigidly without an exception. The lapse which occured in my -- predecessor's time is regretted.

6. Since the canal has been transferred to the Executive Engineer, Ghataprabha Left Bank Canals Dn. Dhupdal final report regarding the suitability or otherwise of the proposals has tobe made by that officer and copies of the two applications forwarded with Government memorandum under report are being sent to him for further action.

Accompts:
1 Govt. Memo.
2. Original Applications.

SD/- G.B. Bagul.

Executive Engineer, Belgaum Division.

...

Through.

The Superintending Engineer, Southern Circle, Belgaum with compliments.

Below Executive Engineer, Belgaum Division's endorsement No. G-108/1, dated the 16th October, 1948. -p39

***

No. G-108. Public Works Department, Belgaum, 4th November 1948.

Forwarded, with compliments, to the Secretary to Government, Public Works Department, Bombay, with reference to Government Memorandum No. S-95/54054-I-B(II), dated the 5th October 1948. -p7

2. The Gokak Canal having been transferred to the Special Investigation Circle, Dharwar, a copy of the Executive Engineer, Belgaum Division's endorsement No. referred to above together with copies of the two applications, dated the 27th September 1948 are being sent to Government separately through the Superintending Engineer, Special Investigation Circle for disposal of the case finally.

Accompts:

1 Government memorandum.
2 Original applications dated 27-9-1948.

31/10/48

Superintending Engineer, S.C.

NBS

THROUGH

The Superintending Engineer, Special Investigation Circle, Dharwar.

2. A copy of the Government Memorandum No. referred to above together with w copies of applications both dated the 27th September 1948 accompanies for further disposal.

Accompts:
1 copy of Government momorandum.
2 Copies of application.

***

Copy with copies of the accompaniments referred to above forwarded, with compliments, to the Executive Engineer, Ghataprabha Left Bank Canal Division, Dhupdal for information and ~~dealing~~ deciding the case if pending with him.

Accompts:

As above.

...

Cancelled
19/11/46

9 B 4 16/11

P. W. L.
S-95
Serial No. 6332S

FIB II
15-11-46
Sheet B.
9/46

43 PH1

Below endorsement No.G-108 dated the 4th November 1948, from the Superintending Engineer, Southern Circle, regarding - request for permission to construct a separate canal outlet for supply of water to S.Nos.254, 255, 256 etc., Taluka Gokak, -- District Belgaum.

No.Bm.I.(4) Office of the Superintending Engineer, Special Investigation Circle, Dharwar, 13th November 1948.

Forwarded with compliments to the Secretary to Government, Public Works Department, Bombay. This is a case which I inspected personally very recently.

2. As already reported under this office No.Bm.I.(4) dated 3rd November 1948, a further report was being obtained from the Executive Engineer, Ghataprabha Left Bank Canal Division and a report will be submitted in due course. P 25

3. As it is, this is a case which cannot be recommended. - An additional outlet is not the real solution to the problem even if ~~unless~~ the applicants agree to pay for the installation of a watertight outlet. The fact is that the canal is overloaded and has not got sufficient discharging capacity to supply water to all the area under command. This is in particular due to --

(a) an area of 500 acres of sugar cane which is planted and was being sanctioned till recently in spite of Govt.orders about mirimum area in 3 years prior to 1942.

P.T.O.

(b) the large area of 1000 acres of chillies and which deserves to be cut down. This is under the consideration of Government,

and (c) the enormous leakages through the large number of outlet gates. The Executive Engineer has been requested to put up proposals to replace these by watertight gates. This will need special funds.

The present proposal to add one more to the numerous leaky gates is not recommended..

4. When (a) and (b) above will have been stopped, all food crops will get water and not till then.

5. As said above, I have called for further information from the Executive Engineer. In the meantime, there is no reason why the applicant should continue to have any hopes of a new outlet and should better be informed that a new outlet is not desirable. He should at the same time be informed (I think) that Government were trying to curtail non-food crops on the Gokak Canals and which when curtailed should allow his crops to get water. He should therefore await developments.

9 B II 17/11

P. W. D.
File No. S-95/7
6353
Serial No.

Accompts.)
1 copy of Govt. Memorandum.)
2 copies of application.)
1 letter.)

7 Superintending Engineer,
Special Investigation Circle.

Copy to the Executive Engineer, Ghataprabha Left Bank Canal Division, Dhupdal, for immediate report as called for in this office No. quoted above.

2. This has also reference to Superintending Engineer, S.C's endorsement No.G-108 dated the 4th November 1948.

9. B II
15-11-48

RGY/11.11
Compd. by: K&

45

S-95/63537.

I.B.(II). P.W.D.

Subedar S. S. Powar, Asstt. Secy., Dist Soldiers Board, Satara, in his letter p6-1-4 dt. the 27-9-48, complained that he had written to the Ex. Engr., Belgaum Dn., on the 20-4-48 in connection with a request for permission to construct an outlet for supply of water to certain survey Nos. in the Gokak Taluka, and had not recd. any acknowledgement of his letter or subsequent reminders.

2. p7 A report was called for, and the Ex. Engr., Belgaum Dn., was asked to explain why no acknowledgement was sent to Subedar Powar.

3. p27 In his report dt the 16-10-48, the Ex.Engr. has explained the circumstances in which the letter from Subedar Powar remained to be ackd. The Ex.Engr. states that Subedar Powar was aware that the case was under consideration, as the Sectional Officer had been on the site for investigation. The Ex.Engr. has now issued strict instructions to all concerned to acknowledge all letters.

4. The case has been transferred to the Ex.Engr., Gataprabha Left Bank Canals Dn., as the Gokak Canals have been transfd. to the S.I.C. The S.E.,S.I.C., was expedited for the report by telegram p32 on the 13-11-48. He has promised p-35 a further report, on receipt of certain information from the Ex.Engr., Gataprabha Left Bank Canals Dn., who in turn is awaiting p23 certain information from Subedar Powar.

5. Pl. see the S.E.,S.I.C.'s reports dt. the 3-11-48 & p25 the 13-11-48 p43. The S.E. suggests that although a further report is yet awaited from the Ex.Engr., Subedar Powar may be informed that a new outlet is not considered desirable, and that he should await developments, as Govt. is trying to curtail non-food crops, which when curtailed, would allow his crops to get water.

6.....

6. If the S.E.'s suggestion above is appd., Subedar Powar will be informed accordingly.

QB 20/11/48. Rly 20/11/48

Thro.' D.E.(I).

The Ex. Engr., Belgaum, shd have Under sec
immediately issued an acknowledgment on receipt of Subhedar Powar's appln. H.P. F.

A reply may be given to Subhedar Powar on the lines suggested by the S.E. Sd. C and stated in para 5 of the O.N. overleaf. DDD. 20/11/48.

20-11-48

Secy(I)
H.P.F. There has been no acknowledgment given this application by the Ex Engineer Belgaum Division. This is very regrettable. The Chokshi, the EE in whose time this has happened will be warned to see that such lapses are not allowed to occur in future.

2. A reply will have to be given that his request is not likely to be sanctioned, in view of the fact that the Canal has already too many outlets and that his problem can be solved by having a separate outlet but by other means which first is proposing to undertake. We have refused to give water for Cane beyond 1st 10-48. The repairs to gates ~~of closing of pot having fears~~ will have to wait for some time more as no estimates are ready yet.

P.S. 25.11.48 21.11.48.

H.M.P.W.D. 26.11.48

accordingly
27/11/48

47

No.B.M.I.(4). Office of the Superintending Engineer,
Special Investigation Circle,
Dharwar: 17th November 1948.

To

The Secretary to Government,
Public Works Department,
Bombay.

Subject: Request for permission to construct a separate canal for supply of water to S.Nos.254, 255, 256 and 260(a) of the village Waddarhatti, Taluka Gokak, District Belgaum.

* Papers submitted to the H.M. P.W.D. on the 24 11-48

Reference: Government telegram dated the 13th November 1948. -P33

2. The report promised will be submitted on receipt of report called for from the Executive Engineer, Ghataprabha Left Bank Canal Division who in his turn will not be able to do so unless the applicant cultivators do the following:

(1) Agree to bear the cost of the non-leaky outlet gate; costing about Rs.500/- as a minimum.

(2) Inform the Executive Engineer how they propose constructing the outlet channel (a fairly long one) passing as it does through the lands of others.

I do not think that the other cultivators will give their lands to the applicants on a mere request. The applicants will (I fear) have to take resort to the Irrigation Act and get the channel constructed by Public Works Department. Though it is difficult to estimate the cost, it is going to be in units of thousand rupees.

3. I am doubtful whether the applicants are in a position to invest this. Even if they did, the period for land acquisition will not be less than six months, even with the use of urgency clause.

P43

4. Further I invite reference to this office No.B.M.I.4 dated the 13th November 1948. As mentioned therein I do not recommend its construction. I am awaiting a report from the Executive Engineer, but consider that no hopes whatsoever should be given to the applicants. It would save time and energy if Government ask them as under in reply to their application dated the 27th September 1948 addressed to the Honourable Mr.M.P.Patil, Minister for Agriculture and Forests --

P1

(1) whether they were prepared to pay for the non-leaky outlet gate (cost Rs.500 as minimum);

(2) what arrangements they have made to get possession of land for the channel (to be constructed by them) from the outlet gate to the fields;

(3) what special grounds (if any) they have for a separate outlet, when the existing outlet and -- channel (known locally as जुनी चारी) commands their fields;

(4) If and when more water would be available due to area of cane and chillies being cut down, Government themselves will widen the existing channel, if so required, in case water is available after satisfying the needs of areas already under command. There is therefore no point in their spending thousands of rupees on an outlet gate and channel now, as there

48

is no water to spare.

(5) that the minimum period for acquisition of land and construction of a new outlet gate and channel will be one year, according to existing procedure.

(6) that if they are agreeable to spend amount as above, they should see the Executive Engineer, Ghataprabha Left Bank Canal Division (or his Assistant Engineer, Gokak Canals Sub-Division) immediately and deposit a sum as required by accounts rules for preparation of estimate for an outlet gate. In case they have not obtained consent of the owners of land (en route) they should also deposit with the Executive Engineer an additional sum for framing an estimate for construction of channel including land acquisition, after ascertaining it from the Executive Engineer. After estimates are prepared, they will have to deposit full cost and get work done by P.W.D. as a deposit contribution work.

(7) The applicants should note that other owners whose lands will be commanded by the new channel will also have a right to join by sharing cost commensurately. They should not suffer under a misapprehension that they can have the new outlet and channel exclusively for the Subedar and the four other signatories.

Superintending Engineer,
Special Investigation Circle.

Copy, with a copy of Government telegram dated the 13th November 1948, forwarded to the Executive Engineer, Ghataprabha Left Bank Canal Dn., Dhundal.

2. The Executive Engineer should please make enquiries with the applicants on the above lines from his own office also and report as soon as the applicants reply consenting or otherwise to bear the expense involved.

3. In the meantime, the Executive Engineer should immediately report as under :-

(1) Verifying that this is the same case which was personally seen by me about two months ago. If so the area is already under the command of the जलधारी . This should be verified.

(2) He should please verify the correctness of estimated cost of a non-leaky† outlet gate. Only rough round figure is required at this stage and not a detailed estimate.

† of the type used on Navi Left Bank Canal (recently).

(3) He should please report the length of channel (in chains of 100' units: round figure) from the proposed outlet gate(to be newly constructed) to the last field to be irrigated. At the time of my personal visit, Mr. Power, said it was about ½ miles. Pl verify or correct.

(4) Presuming the length will be about a mile, the land to be acquired will be 8 x 5280 i.e. one acre. Approximate cost involved in land acquisition and approximate rate of land per acre should please be reported.

(5) It should please be verified whether there is scope for sanctioning additional irrigation, (as in this case) if area of cane and chillies is reduced.

Report on items 1 to 5 above should reach this office by the 25th instant as no work (outside office) is involved.

RGY/16.11
Comod.by:

P. W. D.
File No. S-95
64874

S-95/6487 4.

I.B.(II) 49 P.W.D.

The previous papers on the subject are under submission to the H.M., P.W.D., at present. On their return this refce. will be disposed of.

27/11/48

Since received back, I think.

27/11/48.

V

J.A.S.

27/11

51

Telegram dated the 15th November 1948.

EXPRESS STATE

BOMWORKS

BOMBAY

YOUR TELEGRAM OF THIRTEENTH STOP FURTHER REPORT
PROMISED DEPENDENT ON (THE) APPLICANTS REPLYING EXECUTIVE ENGINEER
GHATAPRABHA'S LETTER DATED NINETEENTH ABOUT PAYMENT FOR
NONLEAKY OUTLET STOP ALSO SEE THIS OFFICE LETTER BM(I)4
OF THIRTEENTH STOP LETTER FOLLOWS

SUPERINTENDING ENGINEER
SPECIAL INVESTIGATION CIRCLE

No.B.M.I.(4) Office of the Superintending Engineer,
Special Investigation Circle,
Dharwar, 15th November 1948.

Copy by post in confirmation forwarded with compliments to the Secretary to Government, Public Works Department, Bombay.

Superintending Engineer,
Special Investigation Circle.

RGY/15.11
Comnd.by:
15/11

S.2 P.N.P.

No action is necessary on this, which may be kept with the main papers, which have been submitted separately.

20-11-48

18/11

S.92
64874

P.W.D.

I.N.(II).

6-46

In view of the Secy's note dated the 21-11-48 approved by the H.M., a draft reply to Mr. Powar is put up for approval. A warning letter to the Ex. Engr. (Mr. B.K. Choksi) will be put up later.

66-47-48.

2. Further report promised in the S.E.'s letter dated the 17-11-48 need not be awaited, and it appears unnecessary to give an elaborate reply to Mr. Powar as suggested by the S.E. The decision already reached on the case is not affected by the S.E.'s present letter, the contents of which only confirm the decision.

66-47-48

6-46

66-47-48

Thro. D.E.(I).

9-12-48

9.12.48

LBW
8/12/48

Secy (W)

10-12-48

13/12

55

No.S95/64874 I.B.(II).

P.W.D.,

B.C., 13 Dec.1948.

To

Subedar Shankarrao K. Powar,
688, Guruwar Peth,
Satara.

Subject:- Request for a separate canal outlet for Vasarbatti village of Gokak Taluka.

Dear Sir,

With refce. to your letters dated the 27-9-48 on the above subject addressed to the H.M., Agriculture, I am directed to state that your request cannot, it is regretted, be granted. The canal has already too many outlets and your difficulty cannot be solved by having a separate outlet but by other means, which Govt. propose to undertake in due course.

as the canal is already over-loaded.

D.A. Nil.

Yours affly.

Copy forwarded to the S.E., S.I.C., with refce. to the correspondence ending with his letter No.B.M.I.(4), dated the 17-11-48.

Copies to the Ex. Engr., Ghataprabha L.B. Canal Dn.

ISSUED
LBW 14/12/48
8/12/48 9-12-48

10-12-48

13/12

13/12

18/12

Resubmitted after issue of the P.W.D.
letter overpage

2. A warning letter to Shri B. K. Chokse is put up for approval with refce to the Secy's noted ~~dated~~ the 21-11-48 p-46 approved by the H. M., P.W.D.

Thro. E. B. (I)

YPL
16-12-48

E.B. (I).

3. It is for consideration whether a copy of the warning letter may be kept in the Personal File of Mr. Chokse.

D.S.
Secy (I)
Secy. (I)

P.S.O.
15-12-48.

ASE 15/12

Secy I

Secy
16/12

Sec (R+B)

SL
17/12

Ch. Sec.

17/12

18/12

Secretary
17/12

17/12.

To E. B. (I) with a copy of the letter

YPL
20-12-48

E.B.(I) - copy kept in Mr. Chokshi's personal file.

20/12/48.

To E.B. (II)

Confl. 57

Letter.

No.S95/64874 I.B.(II). P.W.D.

B.C., 21st Dec. 1948.

To

B.K. Choksi, Esqr., B.E., A.M.I.E. (Ind.),
Offg. Ex. Engr., Mahi
Construction Dn. ~~Gokak~~.

Thro. The S.E., S.G.C.

Subject:- Warning for not acknowledging a letter.

Subedar Shankarrao K. Powar and others addressed a letter dated the 20-4-48 to the Ex. Engr., Belgaum Dn., when you were in charge of that Dn., requesting for a separate canal outlet for the supply of water to their lands in Vadarhatti village of Gokak Taluka. The letter was not acknowledged, nor even reply given to the subsequent reminders. ~~This is very regrettable and I am to warn you to~~ You are warned that you should see that such a lapse does not occur again.

D.A. Nil.

By order etc.

Copy forwarded to the S.E., S.G.C.

Issued
8/12/48
LBW

15-12-48

D.S
Secy (I)
Secy (Rds)

Secy II 16/12
Secy III 17/12

Issue
S/Clerk
20/12

To

The Minister of Public Works,
GOVERNMENT OF BOMBAY,
BOMBAY.

Sir,

We the undersigned villagers of Konnur, District Belgaum beg to lay the following few lines for your kind and sympathetic consideration:-

2 Ghataprabha river flows through the limits of our village from ancient times. Our village stands on the bank of the said river. The river is a big one and the flow of water had been continuous for all the 12 months in the year. There have been garden lands on the banks of this river since a very very long time.

3 In about the year 1899, a dam was constructed to stop the water of the river in our village limits. Canals have been constructed and water is taken through them to feed the lands of the numerous villages such as Badigwad, Mallapur, Durdundi, Arbhavi etc. that are situated to the East of our village. The canals are of no use to us and not a single acre of our village is irrigated by the water through the above canals.

4 The Dam is constructed mainly for the purpose of supplying water to the Gokak Mills situated near the famous Gokak Falls on the Ghataprabha river. The water flows to the Falls through the old bed of the river.

5 Even before the construction of the Bund, the water used to flow through the same old river bed. On the banks of the river we and the other villagers and our ancestors have constructed gardens and irrigate them by water on the lift system by constructing Yats to the river.

The

The Irrigation Department have recently assessed our gardens for water taxes as if we are given the benefit of the canal feed. This is highly unjust as without the dam our supply of the water would never be stopped. The Revenue Department are attempting to realise the water tax by distress measures. Hence we humbly pray that our lands in the limits of Konnur village be not assessed to any water rate or tax.

It is said that the portion of the river from the dam to the Falls has been declared as a canal by Government. If this is so, it needs reconsideration and we earnestly pray that -- steps may be taken early to cancel this order of the Government. The following grounds may convince you that our lands should not be taxed for any water rate :-

(i) The flow of the river was continuous for 12 -- months of the year even before the construction of the dam. The dam has conferred no additional benefit to the villagers of Konnur. So there is no justification to demand any rate or tax from us.

(ii) Merely because the portion of the river from the dam to the Falls has been declared as a "Canal" by the past Government on flimsy and unwarranted grounds, the villagers may not be made to suffer. The old declaration, if any, deserves to be set aside.

(iii) Even if it be presumed that the dam confers a certain benefit to the villagers of Konnur, it could be only for a month or so during the summer. (This of course is not correct). It is unjust to demand rate for one whole year for the alleged benefit of a month or so.

(iv) The construction of the dam may have raised the level of the water by percolation beyond the dam towards our village. We have been using bullocks to lift the water from the river from ancient times. A rise in level of water for

a foot or so would not be a justification for assessing the lands to tax.

(v) Without collecting any rate from us so far during the past years, it is unjust to collect the alleged arrears for over a number of years. The tax in some cases has amounted to Rs. 600 & 500 in some cases.

(vi) The villagers were given to understand and by orders of Government published in about 1937, that free use of any river or Nulla water may be made for raising crops. The distress measures now undertaken have baffled the villagers.

8) It is therefore prayed that :-

(i) The distress measures now undertaken to collect the water rates from the applicants be abandoned.

(ii) The water rate, if assessed for use of river water by the villagers of Konnur, be set aside and they be allowed free use for agricultural purposes.

(iii) The declaration, if any, by Government that the portion of the river of Ghataprabha from the dam to the Falls that is a "Canal" be set aside so far as the agricultural lands are constructed.

9) Pending the disposal of this petition, the execution of the order for realisation of the alleged dues now stayed, be kindly ordered to be permanently stayed.

For this act of justice, we shall ever pray.

KONNUR.
1-7-1948.

Your obedient servants,

Honnappa Shivappa Patil

ಈ.ಎ.ಡಿ.ಗಳು ಲಗಮಪ್ಪಿ ಕಿರುಪ್ಪಿ ಹಾಕಿಸ್ಕೊಂಡವರ
ನಿಂಗಪ್ಪಿಸ್ಕೊಂಡಿರ. ದ. ಎಲ್.ಟಿ.ಸೀಲಿಸಿದವರು.

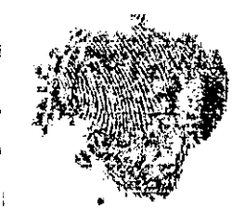
ಈ.ಎ.ಡಿ.ಗಳು. ನತ್ತೆಪ್ಪಿ ನಿಂಗಪ್ಪಿ ಸೀಲಿಸಿದವರ
ನಿಂಗ ಕೆಲಸ್ಕೊಂಡಿರ. ದ. ನಾವು.

ಈ.ಎ.ಡಿ.ಗಳು. ನಿಬ್ರಾಯ. ಕೊಂಡಪ್ಪಿ ಹಾಕಿಸ್ಕೊಂಡವರ
ನಿಂ. ಕೆಲಸ್ಕೊಂಡಿರ ದ. ನಾವು.

ಈ.ಎ.ಡಿ.ಗಳು. ನೀಲಿಯ ಸ್ಕೂಲಪ್ಪಿ ಬೆಳ್ಳಪ್ಪಿ
ನಿಂ. ಕೆಲಸ್ಕೊಂಡಿರ ದ. ನಾವು.

ಈ.ಎ.ಡಿ.ಗಳು. ಹೆಂಡತ್ತಿಪ್ಪಿ ಕಿರುಪ್ಪಿ ಕೆಡಿಸಬಿಟ್ಟಿ.
ನಿಂ. ಕೆಲಸ್ಕೊಂಡಿರ ದ. ನಾವು.

ಈ.ಎ.ಡಿ.ಗಳು. ಥೀಲಪ್ಪಿ ಬಾಳಪ್ಪಿ. ಅಣ್ಣಂಗ
ನಿಂ. ಕೆಲಸ್ಕೊಂಡಿರ ದ. ನಾವು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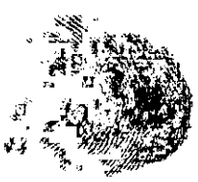
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ಪಿ. ಸೆಲ್ವಿಸ್ಟರ್ ಪಿ.ಎಲ್.ಎ. ಸಿಬ್ಬಂದಿ
ಎಲ್.ಎ ಯಿಂದ ಮುದ್ರೆ ಮುದ್ರಣ ಧೃಢೀಕರಿಸಿದ್ದಾರೆ
ದಸ್ತಾವೇಜನ್ನು ದಾಖಲಿಸಿದ್ದಾರೆ

8

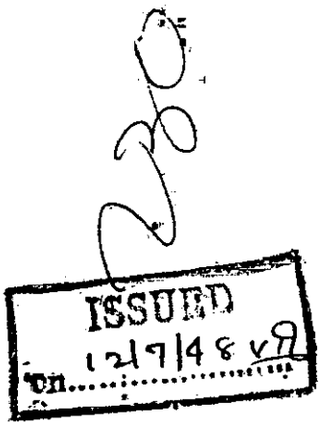
S-95/36787

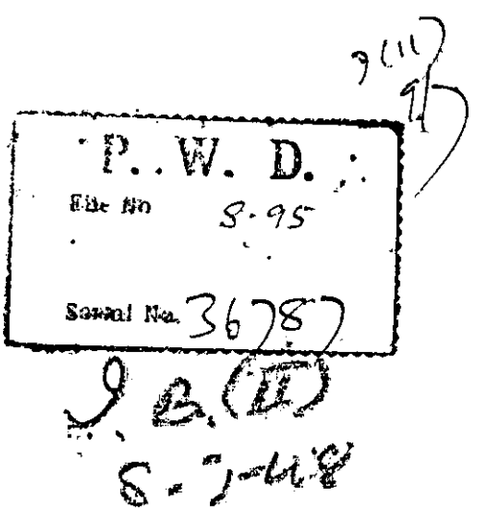
J.B.C(II) P.W.D.

Acknowledged under No. S-95/36787 J.B.C(II), dated the 12-7-48.

10-7-48.

10/7/48





J.B.(II)
8-7-48

7
6 5 7

S 45/36787
P.W.D.

20
230.

J.B.(2)

Submitted with a draft for appvl.

14/7/48

14/7/48.

J.A.S

20 B

Below petition, dated the 1/7/48, from Mr. H C. Patil and certain others of Konnur, Dist. Belgaum, addressed to the H.M. P.W.D. regarding the free use of Ghataprabha River water for irrigational purposes.

No. 395/36787 - 9.B.(II)

P.W.D.
B.C., 15th July 1948.

pp. 1-6
Forwarded to the Superintending Engineer, Special Investigation Circle, for favour of an early report.

14/7/48

By order etc.

14/7/48.

issued with covering letter
16/7/48

J.A.L.

C.-3.

6)

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

No. M 3760

Received here at ____ H ____

O RC BELGAUM K 26 25 BOMWORKS BOMBAY

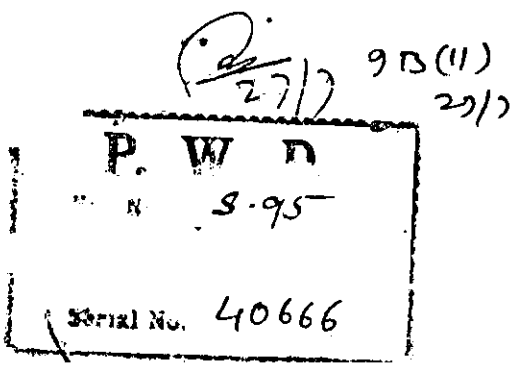
KONNUR VILLAGERS PRAY STAY OF RECOVERY OF WATER TAXES PENDING DISPOSAL

OF THEIR PETITION 15 GOVT 1 ST INSTT === HONNAPA =

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, serial number (in the case of foreign telegrams only), office of origin, date, service instructions (if any) and number of words.

This form must accompany any enquiry respecting this telegram.

MGIFPAh.—660—27-6-47—75,000 Bks.


P. W D
S.95
Serial No. 40666

69 S-95/40666

I.B.C.(I) P.W.D.

Submitted.

2. The petition refd. to in the telegram has been sent to the S.E., S.I.C. for report and it is awaited from him. The S.E. may be expedited in the matter as per draft put up for appl.

Thro. D.E.(V)

29/7/48

31-7-48

Express Letter

From : Bamworks, Bombay

To : S.E., S.I.C.

No. S-95/40666-I.B. (II).

P.W.D,
B.C, 31st July 1948

Please expedite the submission of report called for in G.E. No. 2 No. S-95/36787-I.B. (II), dated the 15-7-48 reg: the petition of Mr. H.C. Patil and certain other residents of Konnur, Dist. Belgaum in connection with the free use of Ghataprabha river water for irrigational purposes. Orders may be issued to stay the recovery of the water charges pending the disposal of the petition

Nil

29/7/48

31-7-48.

U.S.

Issued
31/7/48

13

HIPEA 29-2

No.Ghp.L.B

Office of the Superintending Engineer,
Special Investigation Circle,
Dharwar: 4th August 1948.

To

The Secretary to Government
Public Works Department,
Bombay.

Subject: Ghataprabha River Water for
Irrigational purposes: Free use of -

P.6

Reference: Government Express Letter, Public Works Department No.S-95/40666-I.B.(II), dated the 31st July 1948.

2. The petition has been forwarded to the Executive Engineer, Ghataprabha Left Bank Canal Division, Dhupdal for report, whose reply is awaited. The Executive Engineer is being expedited and a report in the matter will be submitted to Government immediately on receipt of his reply.

3. Orders to stay the recovery of the water charges, pending the disposal of the petition are being issued to the Executive Engineer.

Superintending Engineer,
Special Investigation Circle.

D.A.:- Nil.

G.2.8.
compd.by

S-95/43474

G.B.(II) P.W.D.

Await.

11-8-48

11/8/48

J.A.S.

G.B.(II) I.D.

the S.E., S.I.C. expedited under No. S-95/43474 G.B.(II) dated the 31-8-48.

30-8-48

30/8/48.

I.B.(II) 1/9

9/8

Issued SN 31/8/48.

P. W. D.
File No. S-95
Serial No. 43474

7-8-48

(Please return this Memorandum)

No. S.95/36787-I.B.(II).
Public Works Department.
Bombay Castle, 15th July 1948.

Subject:- Free use of Ghataprabha River water for irrigational purposes.

Forwarded to the Superintending Engineer, Special Investigation Circle, for favour of an early report.

By order of the Governor of Bombay,

Sd- S. V. Iyer,

Assistant Secretary to the Government of Bombay, Public Works Department.

D.A.-Petition, dated the 1st July 1948, from Mr. H.C.Patil and certain others of Konnur, District Belgaum, addressed to the Honourable Minister, Public Works Department.

2
KCJ.
15-7-48.

No.Ghp.L.B.

Office of the Superintending Engineer,
Special Investigation Circle,
Dharwar, 28th August 1948.

To

The Secretary to Government,
Public Works Department, Bombay.

Subject:- Ghataprabha River water for irrigational purposes: Free use of.

Reference : Government endorsement below Memorandum No.S-95/36787-I.B.(II), dated 15th July 1948 and Express Letter No.S-95/40666-I.B.(II), dated 31st July 1948.

2. The following are my remarks on the petition dated the 1st July 1948 from Mr.H.C.Patil and certain others of Konnur, District Belgaum, addressed to the Honourable Minister, Public works Department.

3. Paras 2 and 3 :- No remarks.

Para 4 :- The statement of the applicants that the dam is built mainly for the Mills at Gokak deserves notice. This point does not, however, support the remissions demanded by the applicants and is, therefore, not dealt with here. It will be taken up separately.

Paras 5 and 6 :- It is a fact that before the construction of the weir at Dhupdal, there was bagayat irrigation to the extent of about 66 acres. But during every subsequent year additional areas, over and above the old bagayat, were brought under irrigation. This was possible, because the flow through the river got regulated due to the weir instead of the river drying out after December before the weir was constructed. The small weir built by the Gokak Mills above the falls also helped to raise water level and keep it steady, so as to make lift easy. The Irrigation Department has been assessing (and correctly so, the river having been notified under the Irrigation Act) the additions to the bagayat areas since long. From the copies of the canal return No.13 available at Dhupdal Canal office, it is seen that the areas are being assessed at least from the year 1917.

The statements in para 6 of the application that the Irrigation Department have been assessing them recently is, therefore, obviously wrong. They are also trying to hide the fact that the area which was under bagayat by lift before the construction of the Dam is not being charged. It will be seen that this old area is left unassessed even now. There is therefore no ground for complaint.

4. Para 7 :- Consequent on the construction of the weir at Dhupdal, the owners of lands of Konnur village have been reaping the following additional benefits :-

(a) Availability of water in river at higher level due to constant supply and the back water of the small weir of the Gokak Mills above the falls,
(b) assured supply of water even after rains hold off as water is let down to Mills.
(c) rise in the sub-soil water due to storage.

5. The statements made by the applicants in para 7 under (i) to (vi) are nearly all incorrect. The Ghataprabha river lying between the Dhupdal weir and the pick-up-weir of the Mills has been declared as a Canal under Section 5 of the Bombay Irrigation Act 1897. This is fully justified and Government are, therefore, right in assessing lift irrigation areas on the banks of the river in excess of areas irrigated before the river was notified. The water rates charged are half the usual rates being lift irrigation. It will be noted that a considerable part of the increased area has sugar-cane and money-crop grown on it.

19

6. It is not understood how the petitioners say that they have not been assessed during the past several years while ~~the~~ records ~~do~~ show ~~s~~ that they have been assessed every year. The owners having presumably evaded payment for a number of years, the Revenue Department are now compelled to resort to distress measures to collect the dues. Most of the area -- irrigated is unauthorised and so penalty charges are levied on them. This explains the heavy dues outstanding against the owners of lands.

7. It may be pointed out here that as per G.R.(Reconstruction Department) No.L.A./57 dated the 28th March 1947, Government have directed that from 1st August 1946 no charge should be made for water used for agricultural purposes from any river or other source of water supply on which no expenditure has been incurred by Government at any time. This does not, however, apply to the case in question, as Government have incurred expenditure in constructing a weir on Ghataprabha river at Dhupdal.

8. Para 8 :- It is, therefore, not possible to support the petitioners' requests as no case has been made out by them for exempting the increased bagayat areas from water rates. In fact the owners of lands had in 1938 applied for such exemptions from rates and their request does not seem to have been considered favourably then also.

Early orders are requested as the recovery of penal charges has been withheld under orders of Government, vide Express letter No. S-95/40666 - I.B.(II). dated 31st July 1948.

Government memorandum referred to in para 1 above is returned herewith as desired.

Encl:- 1 Govt. memorandum with its accompts

Superintending Engineer,
Special Investigation Circle.

RGY/26.8
Compd.by: [illegible]

I.B.(II)
For disposal pl see serial no. 49304. p.21 post

[illegible]
13/9/48

IB(II) 31/8.

P. W. D.
File S.95
Serial No. 47574

31/4

Letter.

No.Ghp.L.B.
Office of the Superintending Engineer,
Special Investigation Circle,
Dharwar, 4th September 1948.

To

The Secretary to Government,
Public Works Department,
Bombay.

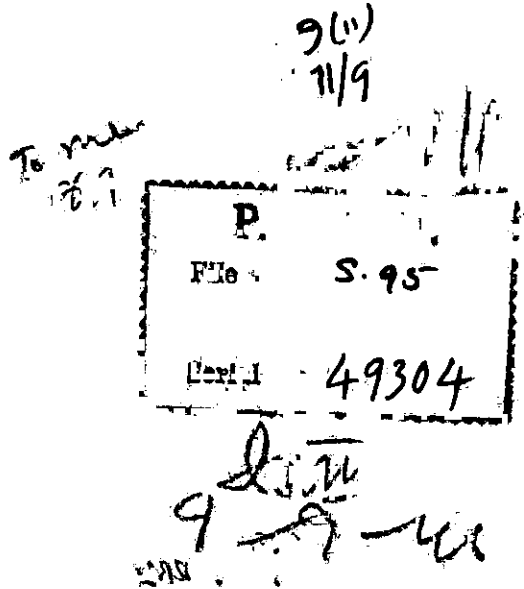
Subject:- Ghataprabha River water for irrigation purposes.
Free use of --

Reference:- Government expeditor No.3-95/43474-I.B (III), dated the 31st August 1948.

2. The reference was replied under this office No.Ghp.L.B. dated the 28th August 1948.

Superintending Engineer,
Special Investigation Circle.

RGY/4.9
Compd.by: RRB


P.
File S.95
Serial 49304

2T 79 S.95/~~47574~~ 49304

P.W.Deptt.

I.B.(II).

Submitted together with serial no. 47574 p 12

2. Mr. H.C.Patil and certain other residents of village Konnur, Dist. Belgaum pp -7 2-12 state that the portion of Ghataprabha river from the dam to the falls has been declared as a 'canal' by the Irrign.Deptt. and that water rates have been recently levied on their gardens which were irrigated by lift before the construction of the dam. They further state that for the reasons stated in para.7 of their petition water rates should not be charged on their lands and request that -

(i) the collection of water rates charged should be abandoned;

(ii) the water from the river should be given free for growing food crops;

(iii) the declaration of the river as a 'canal' from the dam to the falls should be set aside;

(iv) the realisation of alleged dues should be stayed pending the disposal of their petition.

3. With reference to item (iv) of para.2 above, it may be stated that orders to stay the recovery of the water charges pending the disposal of the petition have already been issued in the matter vide Govt.Express Letter No.S.95/ p 12 40666-I.B.(II), dated the 31-7-1948.

4. The S.E., S.I.C. now reports that the river has been notified as a 'canal' under the Irrign.Act, 1879 and as such the areas irrigated by lifting water from the ~~EK~~ river are rightly assessed by Govt. This is being done at least since 1917 and not very recently as stated by the petitioner The areas under irrign. by lift before the construction of the dam are, however, exempted from the levy of water rates. None of the statements made in para.7 of the petition are correct and hence the S.E. does not recommend any of the requests of the petitioners. We may agree with the views expressed by the S.E. and inform the petitioners that their requests cannot be complied with and the S.E, may be asked to start the recovery of penal ch rges which he had p 12 a-b been asked to suspend pending the decision on the petition.

5.

22

5. The papers may be submitted to the H.M.,P.W.D. with reference to his orders on p. | ante.

BSP. 9/9/48

Thro. D.E.(I).

2
BKR
9/9/48.

The G.R. notifying the Gh. river under the Irrign Act was not traceable in the Office. (Pl. note 'A' at p. 17 ante). However reg. to the G.R. by the S.E. S.I.C. may be presumed as correct.

The S.E. has dealt with all the points raised in the complaint and the following clarification by the S.E. is important:

(i) The areas that were being irrigated prior to the construction of the weir continue to be exempted from water rates.

(ii) The main weir constructed by this Dept. and the subsidiary weir constructed by the Gokak mills do affect the supply position. Again it seems that the river flow in the length is not merely due to percolation but also from the supply let down from the main weir.

In the circumstances the views of the S.E. S.I.C. may be agreed to and the petitioners informed accordingly.

SEE Secy Circular ... P.

SMM 17.9.48.

The points raised by the applicants have been dealt with by the SE. S.I.C. in his report at pp 17-18. The old areas that were being irrigated before the construction of the weir & the notification of the river are not being charged

S-95/49304

25 81

It is only the extra area of irriga-
tion which is receiving benefit
of the increased supply due to
the construction of the weir
that is being charged under
the Bombay Irrigation Act. In
these circumstances the appe
cants are correctly charge
as. They may be
informed accordingly.
water rate
17-9-48

Secy (I) The whole case has been fully
Hon. P. W. D. reported on by SE SIC from which it will
be seen that their grievances are not at all
real and that they want concessions for use
of river water, on which first have constructed
the weir, free of charge. This cannot be sanctioned.

30-9-48

P. S. 22/9/48

H M P W D 22.9.48

24/9/48

I.B.(II) p 20 ante
Resubmitted with the necessary draft for appl.
Thro. DE.(I)

30/9/48
3/10

4-10-48

KS 87 S-95/49304

It is only the extra area of irrigation which is receiving benefit of the increased supply due to the construction of the weir that is being charged under the Bombay Irrigation Act. In these circumstances the applicants are correctly charged water rates. They may be informed accordingly.

17-9-48

Secy (I) The whole case has been fully reported on by SE SIC from which it will be seen that their grievances are not at all real and that they want concessions for use of sewer water, on which first have constructed the weir, free of charge. This cannot be sanctioned

20-9-48

P. S. 20/9/48

H M PWD 22.9.48

Accordingly 24/9/48

I.B.(II) p 24 post
Resubmitted with the necessary draft for appl.
Thro. DE.(I)

30/9/48
3/10

4-10-48

24

No: S-95/49304-I.B.(II). P.W.D.

B.C. 5th Oct. 1948.

To

Honnappa Chinnappa Patil, Esqr,
Konnur, Dist. Belgaum.

Subject:- Supply of water from the Ghataprabha river:
Request for the free —

Dear Sir,

With ref. to the application from you and pp 1-5 12 te. certain other residents of village Konnur, addressed to the H.M., P.W.D., on the subject mentioned above, I am directed to inform you that the old areas that were irrigated on the Ghataprabha river before the construction of the weir and the notification of the river under the Bombay Irgn. Act, 1879, are not charged water rates at all. It is only the extra area of irgn. which is receiving benefit of the increased supply of water due to the construction of the weir that is being charged water rates under the Bombay Irgn. Act. In these circumstances stated, you will see that the water rates charged for taking water from the river are perfectly in order. D.A. Nil.

Yours faithfully

Copy forwarded to the S.E., Sd.C., with ref. to the correspondence ending with his letter p 1 2 5 No. Gh.L.B., dated the 4-9-48.

2. The S.E. is requested to start the recovery of penal charges which he had been asked to suspend, vide Govt. Exp. letter 2nd te No. S-95/40666-I.B.(II), dated the 31-7-48.

B.D.O. 30/9/48

W.O. 6-10-48

Issued 6-10-48 D.S.

D.S. 5/10

25 43

Ack Matter Mrs about MBPP

To

(1) The Hon'ble Minister, Public Works, Bombay.

(2) The Collector of Belgaum.

(297)

(3) The Executive Engineer, Belgaum.

(4) The Mamlatdar of Gokak.

29/10

SUBJECT :- Konnur villagers petition to remit Water Cess etc.

Sir,

S. 29-4-48

With reference to Government of Bombay's No. S 95/ p-24 ante. 49304-I B(II) dated 5-10-1948 from the Under Secretary, P.W.D. Bombay, we the undersigned beg to submit as under

We never knew that our garden lands situated on the bank of the river Ghataprabha were liable to pay water cess. We were growing garden crops by pulling water by driving Moats constructed on the wells in our respective lands on the bank of the river. It is this year that the Mamlatdar of Gokak has come to us with a demand to collec water cess from us covering the period from 1938 to 1948. The amounts demanded from us include the penalties also. is now most humbly prayed that the amount sought to be realised from us be written off or at least substantiall reduced for the following reasons :-

1) As we were ignorant of the fact that our lands were liable to pay water rate, we never thought of applyi for permission to use the river water. We were asked for the first time in 1948 to pay the rate. The people who used to pay water rate before 1938 were very few i.e. about 2 or 3 persons.

2) Under the circumstances mentioned above the lev of penalty from us is very harsh and may kindly be writte off.

We have acted honestly and the bona fides cannot be challenged.

3) Our lands are situated just on the bank of the big river Ghataprabha. The source of water is perinnial. From -- the weir to the falls, the river is very deep and the water never dries even in the year when there is no rain-fall. This fact could be verified from the circumstance that during the past year the supply of water was stopped to the Mills owing to the weir getting dry. Even in those years our gardens were green with crops. The big and deep ditches of water adjoining our lands had not changed their levels. This fact would conclu--sively prove that the weir has not conferred any additional benefit.

4) The amount now consists of for 10 years. In some individual cases it amounts to Rs. 1200/- i.e. more than the value of the lands. If we were asked to pay the taxes every year, then it would never have been hard on us. Moreover we would have known that we should apply for permission before crossing the water from the river. It is therefore prayed that the arrears ~~are~~ be kindly written off.

5) The river Ghataprabha which passes through our -- village limits never used to get dry when nature is so bountiful and we could have exploited the resources afforded to us by -- nature it is harsh to enact water rate on us.

6) We are prepared to pay to the State for whatever benefit we derive from its acts. The contribution of the weir in question has not conferred any additional benefit on us. This may be kindly verified by a visit and inspection of the site instead of deciding on papers only. In view of this, the rate already fixed may at least be kindly substantially -- reduced.

7) The river over-flows during the 4 rainy months. For the next 6 months also the flow before the construction of the

weir

3 ಕ 27
-3-

weir was regular. Even assuming that the weir has regula-
-ted the flow uniformly throughout the year, the advanta-
-ges may be only for a month or so. Now to exact from us
rents for the whole year would be very harsh. Kindly
consider this point of view of ours sympathetically.

8) At present the Mamlatdar of Gokak has affixed affixed notices declaring that he would attach our proper-
-ties to collect taxes from 1938 to 1948. It is therefore prayed that the amount be written off and the Mamlatdar requested not to attach our goods. If unfortunately all our legitimate grievances are in your opinion not well-founded, we pray that we may be permitted to present our case personally. A visit to the site in question at least before disposal of this case is solicited.

Pending the disposal of this our petition, it is most respectfully requested that the distress measures taken by the Mamlatdar of Gokak be kindly ordered to be stayed.

Konnur.
Taluka Gokak,
(District Belgaum)
Dated October 1948.

Yours faithfully,

ಈ ಚಿತ್ರದಲ್ಲಿರುವ ಹೆಬ್ಬೆರಳಿನ ಗುರುತು ನನ್ನದೇ ಆಗಿದೆ ಮತ್ತು ಅದು ಸರಿಯಾಗಿದೆ

ಈ ಚಿತ್ರದಲ್ಲಿರುವ ತೋರು ಬೆರಳಿನ ಗುರುತು ನನ್ನದೇ ಆಗಿದ್ದು ಅದು ಸರಿಯಾಗಿದೆ

ಈ ಚಿತ್ರದಲ್ಲಿರುವ ನಡು ಬೆರಳಿನ ಗುರುತು ನನ್ನದೇ ಆಗಿದ್ದು ಅದು ಸರಿಯಾಗಿದೆ

ಈ ಚಿತ್ರದಲ್ಲಿರುವ ಉಂಗುರ ಬೆರಳಿನ ಗುರುತು ನನ್ನದೇ ಆಗಿದ್ದು ಅದು ಸರಿಯಾಗಿದೆ

ಈ ಚಿತ್ರದಲ್ಲಿರುವ ಕಿರು ಬೆರಳಿನ ಗುರುತು ನನ್ನದೇ ಆಗಿದ್ದು ಅದು ಸರಿಯಾಗಿದೆ

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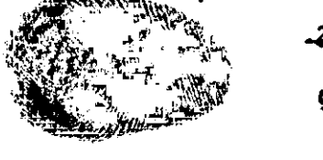

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ಮೇಲೆ ಸಹಿ ಮಾಡಿದವರ ಹೆಸರು, ವಿಳಾಸ, ಮತ್ತು ಸಹಿ.

30 6

S-95/60189

J.B (II) P.W.D.

Acknowledged under
No. S-95/60189 J.B.(II) dated the
3-11-48.

3-11-48

3-11-48

Issue act
3/11.

2nd P
4/11

ISSUED
on 4/11/48

I.B.(II) p.35 ante

For disposal pl. see serial no. 61506.

30/11/48

J B (II)
30/10

P. W. D.
File No S.95
Serial No 60189

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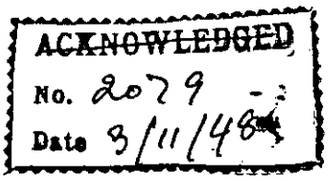
—Enclosure to PD. 25-27—



SUBJECT :- Konnur villagers petition to remit Water Cess etc.

Sir,

With reference to Government of Bombay's No. S.95/ 49304-I B (II) dated 5-10-1948 from the Under Secretary, P.W.D. Bombay, we the undersigned beg to submit as under:- p 24 ante

H.M.P.W.D. ack for info. only

We never knew that our garden lands situated on the bank of the river Ghataprabha were liable to pay water cess. We were growing garden crops by pulling water by driving Moats constructed on the wells in our respective lands on the bank of the river. It is this year that the Mamlatdar of Gokak has come to us with a demand to collect water cess from us covering the period from 1938 to 1948. The amounts demanded from us include the penalties also. It is now most humbly prayed that the amount sought to be realised from us be written off or at least substantially reduced for the following reasons :-

1) As we were ignorant of the fact that our lands were liable to pay water rate, we never thought of apply-ing for permission to use the river water. We were asked for the first time in 1948 to pay the rate. The people who used to pay water rate before 1938 were very few i.e. -- about 2 or 3 persons

2) Under the circumstances mentioned above the levy of penalty from us is very harsh and may kindly be -- written off. We have acted honestly and the bona fides -- cannot be challenged!

3)

3) Our lands are situated just on the bank of the ~~big~~ big river Ghataprabha. The source of water is -- perinnial. From the weir to the falls, the river is very deep and the water never dries even in the year when -- there is no rain-fall. This fact could be verified from the circumstance that during the=past year the supply of water was stopped to the Mills owing to the weir getting dry. Even in those years our gardens were green with crops. The big and deep ditches of waterxx adjoining our lands had not -- changed their levels. This fact would conclusively prove -- that the weir has not conferred any additional benefit.

4) The amount now consists of for 10 years. In some individual cases it amounts to Rs. 1200/- i.e. more than the value of the lands. If we were asked to pay the taxes every year, then it would never have been hard on us. Moreover we would have known that we should apply for permission before crossing the water from the river. It is therefore prayed -- that the arrears be kindly written off.

5) The river Ghataprabha which passes through our -- village limits never used to get dry when nature is so bounti-ful and we could have exploited the resources afforded to us by nature it is harsh to enact water rate on us.

6) We are prepared to pay to the State for whatever benefit we derive from its acts. The contribution of the -- weir in question has not conferred any additional benefit on us. This may be kindly verified by a visit and inspection of the -- site instead of deciding on papers only. In view of this, the rate already fixed may at least be kindly substantially -- reduced.

7) The river over-flows during the 4 rainy months. For the next 6 months also the flow before the construction of the weir

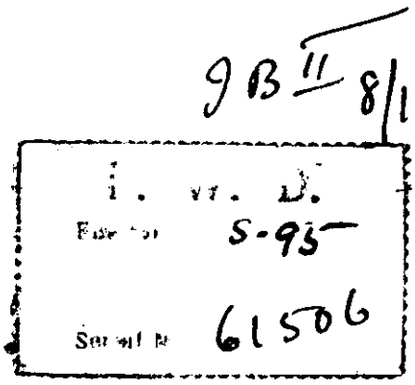
weir was regular. Even assuming that the weir has regula--ted the flow uniformly throughout the year, the advantages may be only for a month or so. Now to exact from us rents for the whole year would be very harsh. Kindly consider -- this point of view of ours sympathetically.

8) At present the Mamlatdar of Gokak has affixed -- notices declaring that he would attach our properties to collect taxes from 1938 to 1948. It is therefore prayed that the amount be written off and the Mamlatdar requested not to attach our goods. If unfortunately all our legiti--mate grievances are in your opinion not well-founded, we pray that we may be permitted to present our case personally A visit to the site in question at least before disposal of this case is solicited.

Pending the disposal of this our petition, it is most respectfully requested that the distress measures taken by the Mamlatdar of Gokak be kindly ordered to be stayed.

Yours faithfully,

KONNUR.
Taluka Gokak.
(District Belgaum)
Dated October 1948.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S-93
61506

S-95/61506.

I.B.(II). P.W.D.

Submitted together with Srl. No. 60189. p. 30 ante.

2. The residents of Konnur village, taluka Gokak, pp. 25-27 ante state that the construction of the weir at ~~Bhupai~~ Dhupdal by Govt. has not given them any additional benefits and that they were not aware that they would be charged penal rates for taking water without permission from the Ghatprabha river. They request that the amount proposed to be recovered from them should be written off or at least substantially reduced. They also request that the distress measures which the Mamlatdar of Gokak proposes to take against them should not be taken pending the disposal of their application.

3. The requests made by the applicants are similar to those made by them in their application of pp 1-2 ante. 1-7-48 which has been fully considered and to which a reply has been given to them in the matter vide G.L.No. p. 24 ante S-95/49304-I.B.(II), dt. the 5-10-48. In this connection it may be stated that the recovery of penal charges, as desired by the applicants in their application of 1-7-48 was held over and the S.E. has been asked very recently vide endl. below Q & A at p 24 a to start the recovery. As regards the applicants statement that the Mamlatdar of Gokak proposes to take drastic measures against them to recover the arrears of past ten years, please see paras 6 and 8 of the S.E.S.I.C's pp 17-18 ante. letter dt. the 28-8-48 which fully explains the reasons for taking such steps by the Mamlatdar. In the circumstances stated above, the applicants may, if approved, be informed that their requests (i) to write off the recovery of arrears ~~and~~ or (ii) to reduce at least substantially the arrears, cannot be complied with.

4.....

4. The papers may be submitted to the H.M.P.W.D. with reference to his note on p. 25 ante.

Thro' D.E.(I).

BSB. 30/11/48

2
GGG
30-11-48

5.) Perhaps we could have been more explicit in our reply to the applicants in their last application. The point raised in para 2 of the application, reiterated in paras 4 & 8 that for the first time ~~during 1939 and 1948~~ of dues in this year, demand is made for the last 10 years would require to be verified. Perhaps, the applicants may be directed to see the SE S/C personally who can clarify the whole position to the applicants & also redress any grievances in individual cases.

LL. ✓

Secy (W. P.)

HM. P.W.D.

Rg 2/cr

The SE S&C has stated in para 6 on p. 18 that water charges have been assessed every year. It is not understood why they have been allowed to accumulate for ten years. A report from the Collector may be called for on this point.

Mon 4-12-48

Secy.(I)

MSB 8/12/48.

Rec'd 15/12 Sup 15/12.

of 37

No.E.E.I.4.

Executive Engineer's Office
Belgaum, June 1948.

To

The Superintending Engineer,
Southern Circle, Belgaum.

Subject:- Application dated 22-4-48 from villagers of Konnur, Taluka Gokak to the Collector of Belgaum.

Reference:- Your endorsement No.E.E.I.6 dated 15-5-1948.

Para 2 of the application : The statement made by the applicant's namely "No water rate or tax was ever levied by the Government so far" is not correct as the far the P.W.D. is concerned. From this office records, it is seen that at least from year 1918, the lands of Konnur village which have been receiving water from the Ghatprabha River are being assessed. It is reported that some of the Sy.Nos. or portions thereof have been declared as bagayat lands at the time of Revenue Settlements, before the construction of the Dhupdal weir. This Department assesses water rates on those Sy.Nos. or portions thereof which have not been adeclared as bagayat lands at the time of Revenue Settlements and also such of the bagayat lands which are in excess of the areas declared as bagayat by the Revenue Settlement.

17 JUN 1948

Para 3 : The actual recovery of the dues is entirely a matter for the Revenue Department. It is not known for what period the tax is in arrears and demanded by the Mamlatdar. The applicants admit that they have been using water from the River. Most of the Bagayatdars do not apply for water in the ordinary course and their lands are therefore assessed at penal rates by holding the irrigation panchnamas.

Para 4 and 5 : The villagers admit that they have extended the

the area under cultivation in their fields. They claim that they have done this with a view to grow more food crops and desire that they should be allowed free use of water for irrigation purposes. However no such free use of water is permissible, as the portion of the Ghatprabha river between the main weir and the small pick up weir of the Gokak Falls has been declared as canal under section 5 of the Bombay Irrigation Act 1897 and hence the owners of the lands are required to apply for canal water and to pay the water assessment according to rules in practice.

Para 6 : This is a matter for the Revenue Department . I have no comments to make.

B. Iyer

Executive Engineer,
Belgaum Division.
EM = 17/6/48.

Through:
The Collector of Belgaum, with compliments.

Advance copy forwarded with compliments to the Superintending Engineer, Southern Circle,, for information.

EP.17.6.

No. REV-SR-45
Belgaum 15-6-1948

Sent to the Superintending Engineer S.C. Belgaum with a copy of report dated 9-7-1948 submitted to Govt.

for Desh
24/6

25/6

97

No. R.E.V.S.R.45.
Belgaum, 9-7-1948.

To

The Secretary to Government,
R.D., Bombay.

Subject:- Request for not paying water taxes

Reference:- Government R.D.No. 0/27211-K
of 3-5-1948.

The villagers of Konnur, Taluka Gokak contend that no water rate or tax was being collected from them for using the water of Ghataprabha river for the last so many years, that this year the Mamlatdar of Gokak has begun to collect the water rate of the current year along with the arrears of past years. The recovery has been stayed at present.

p37 The Executive Engineer, Belgaum Division reports in his No. B.M.I.4 of 17-6-1948 addressed to the Superintending Engineer, Southern Circle, Belgaum that the contention of the applicants that no water rate or tax is recovered by Government so far is not correct. He reports that at least from the year 1918 the lands which receive water from the river are assessed. I enclose a copy of the Executive Engineer, Belgaum's report, for favour of perusal.

The Mamlatdar of Gokak reports that the recoveries relate to the irrigation charges and that the demand statements were received from the Executive Engineer,

Belgaum .....

Belgaum. The Mamlatdar further reports that whenever the arrears are demanded by the village officers, the villagers complain and avoid payment saying that they have approached higher authorities. Thus the arrears have accumulated.

It seems from the enquiry that the villagers are purposely avoiding payment of water tax. I have therefore asked the Mamlatdar Gokak to recover the dues immediately. Copy of the application dated 22-4-1943 is enclosed.

sd/- x x x

Collector of Belgaum.

Copy to the Mamlatdar Gokak for information and and further necessary action.

Below endorsement No. REVSR-45, dated the 15th October 1948 from the Collector, Belgaum forwarding letter No. B.M.I-4, dated the 17th June 1948 from the Executive Engineer, Belgaum Division.

No. D.I.4. Public Works Department,
Belgaum, 10th November 1948.

Forwarded, with compliments, to the Secretary to Government, Public Works Department, Bombay, with reference to Government Endorsement No. S-95(6)/22709-I-B-(II), dated the 7th May 1948.

2. A copy of the Collector's letter No.REVSR-45 dated the 9th July 1948 addressed to the Secretary to Government, Revenue Department, Bombay, is also enclosed herewith.

3. It will be seen from the reports of the Executive Engineer and the Collector that the applicants want exemption from paying water rates charged for using Ghataprabha water from Dhupdal reservoir. The request is not a fair one.

9.XI.48

Superintending Engineer, S.C.

NBS

47/L S.95(6)/62460
P.W.D.

I. B.(II)

Papers containing G.E. No. S.95(6)/22709 - I.B.(II) dt. the 7.5.48 are under submission to the U.S., Secy.(I), and H.M. P.W.D. This refce. will be disposed of on return of the papers.

QB
7/12/48

I.A.S

98 II 11/11

Vi. D.
S. 95
Serial No. 62460

~~+5~~ [illegible] S-95/62460.

P.W.D

I.B.(II)

Resubmitted. The main papers have since been rcvd. and are arranged within. pp. 1-35 ante.

2. Please see the orders passed at p. 36 ante. Copies of reports of the Ex. Engr., Belgaum Dn. and the Collr. of Belgaum on the petition dated the 22-4-48 from the villagers of Kannur have since been rcvd. and are at pp. 37-40 ante. From these reports it is clear that the water rates are being levied at least from the year 1918 on the lands of Kannur village which have been receiving water from the Ghataprabha river. Whenever the arrears are demanded by the village officers, the villagers complain and avoid paying them saying that they have approached higher authorities. Thus there has been the accumulation of large arrears. The Collr. of Belgaum has, therefore, asked the Mamlatdar of Gokak to recover the dues immediately. In view of the above clarification, it is, perhaps, not necessary to address the Collr. of Belgaum in the matter. If this is agreed to, these papers may be submitted to the H.M., P.W.D. as proposed in para. 4 of this office note dated the 30-11-48 at p. 36 ante.

18/12/48

As a copy of the Collector's report on the point of the accumulation of water charges has since been received, it is not now necessary to call for a fresh report from the Collector. The papers may now be submitted to the Hon. M. for P.W.D. for information with reference to his note on p. 25 ante.

[illegible]/48

44

1092
20/12/48

Secy. 22.12.48 P.S.

HM PWD

I am not satisfied with the Collector's 21/12
excuse p. 39. To allow irrigation dues
to get into increasing arrears for
ten years ~~—~~ merely on the uncorroborated statement ~~that~~
of the agriculturist, that he has approached higher
authorities is something unheard of.

Will H.M. R.D please (i) take note
of this negligence of his department
officers to in allowing arrears to accumulate
year after year for ten years and (ii) suggest
how the arrears may be recovered. ~~Any~~ Sudden
recovery of ten years accumulated arrears at once
would be harsh.

M.D.D.G.
27.12.48

H.M.R.D. See R.D. to note about A.

Who are responsible.

MB
29/12

Secy

RECEIVED IN REVENUE DEPARTMENT
29.12.48.

Supt 30/12 6.2

103

Rev. Deptt. Sectt., Bombay.

D.O. No.
Bombay, Jan. 1949.

Dear,

I am directed to enclose copies of the marginally noted references* and to request you to favour Govt. with your remarks [thereon] and to fix the responsibility for ~~of~~ the accumulation of arrears and to suggest the punishment to be meted out to the persons concerned.

Yours sincerely,

(V.N. Sardesai)

To

B.D. Mirchandani, Esqr., I.C.S.,
Commr., S.D.
Belgaum.

11.1.49

33

*Appln., dt. Oct. 1948 and letter from the Collr. of Belgaum, No.R.E.V.S.R.45, dated 9-7-1948.

Rev. Deptt.
E Branch.

T PP 1-3 ante

The residents of village Konnur, distt. Belgaum, complained that though no benefit occurred to them by the construction of a dam on Ghatprabha river, they were asked to pay the irrigation dues. They therefore requested that the dues may not be received. The facts and the merits of the case being as stated in the P.W.D. ø o.n., dt. 9-9-48, the request was not granted. The villagers thereupon again requested Govt. (in P.W.D.) saying that the dues being very heavy since they were in arrears for a long time, they may be written off. In this connection the Collr. stated that whenever the arrears were demanded by the village officers, the villagers complained and avoided payment saying that they had approached higher authorities and thus the arrears had accumulated. H.M. P.W.D. is not satisfied with this explanation and wants this deptt. to (i) note the negligence of R.D. officers in allowing the arrears to accumulate year after year for ten ayears and (ii) suggest how the arrears can be recovered.

& P. 21 ante
δ P. 24 ante
Δ P. 31-33 ante

D P. 39 ante

H P 44 ante

As regards (i) The Collr. of Belgaum may be requested to fix the responsibility of the accumulation of arrears and to suggest the punishment to be meted out to the person/s concerned.

As regards (ii)- These arears will be treated as arrears of land revenue and they can therefore be recovered by

P.T.O.

follwoing the process laid down in Sec. 150 of the L.R. Code. It is not known what is the amount of arrears to be recovered. In order to avoid hardship that would be caused to the persons concerned (i.e. cultivators etc.), the arrears may be ordered to be recovered in easy instalments. This will have to be considered by P.W.D and F.D

M.K.P.
5.1.49

Hon F.J.M. As the Collector himself may be held responsible to some extent, it will be fair if the Commr is consulted. He will generally know the circumstances. Kindly let us know the views of the Collr. if there is any negligence on the part of the subordinates.

F.N. Rajan
5/1

V.N Sivaraz
9.1.49

Resubmitted.
2. A draft d.o. is put up for approval.

11.1.49
13

Resubmitted.
2. A revised draft is put up for approval.

14.1.49

17.1.49

now to P.W.D 21/1/49 - X. 5-95/6 Pwd

will be part of requirements

Secy.

1/15

P. W. D.
File No. 5-95
Serial No. 5008

22/1

Con. I.
I. (II)
22-1-49 Please see the note

Conf 10

Rev. Deptt.
Sectt. Bombay.

D.O.No. 20/49
Dated, 18 Jan. 1948.

Dear,

P/31-33

*Appln., dt. Oct. 1948 and letter from the Collr. of Belgaum, No.R.E.V.S.R.45, dated 9-7-1948.

I am directed to enclose copies of the marginally* noted references and to state that Govt. has noticed that the irrigation dues were not collected for a period of ten years and were ~~thus~~ allowed to accumulate. Govt. is unable to accept the Collr's explanation that the irrigation dues were allowed to get into increasing arrears for ten years on the uncorroborated statement of the agriculturist that he had approached higher authorities, ~~and~~ I am to request you to inquire into this matter and to favour Govt. with your remarks thereon and to fix the responsibility for the accumulation of arrears and to suggest the punishment to be meted out to the persons concerned.

Yours sincerely,

19.1.49
(V.N. Sardesai)

To

B.D. Mirchandani, Esqr., I.C.S.,
Commr.,S.D.,
Belgaum.

14.1.49

S-95/5008

P.W.D

I.B.(R)

Submitted.

2. With ref. to the portion sidelined 'A' of the H.M., P.W.D's. pencil note dated the 27-12-48, the R.D. has asked the Commr. S.D. to enquire into the case of allowing the accumulation of irrgn. dues for a period of ten years. The R.D. has kept relevent copies of the papers. That Deptt. will presumably submit the papers to H.Ms., R.D. and P.W.D. on receipt of the Commr's. report in the matter.

3. The applicants may now be informed that their request to write off the recovery of arrears or to reduce at least substantially the arrears cannot be complied with. The local officers may also be instructed to recover all arrears in easy instalments without causing hardship to the cultivators concerned. The necessary draft put up may issue, if appd. after U.O.V. to the F.D. and submission to the H.M., P.W.D.

ASO
27-1-49

The amount of arrears to be recovered is not known. It would perhaps be better to specify the number of instalments and the interval at which they should be recovered. The Collector of Belgaum may be asked to suggest in consultation with the E.E. K.B.C. the number of instalments & the interval at which they should be recovered without causing undue hardship to the cultivators concerned.

US
Secy. (Irrgn.)
U.O. to F.D.

2-2-49

Secy (I).

2.2.49

Sec. F.D.
3/7/49

No. S-95/5008-J.B.(II). P.W.D.,

To B.C., Feby. 1949.

Honnappa Sinnappa Patil, Esqr.,
Konnur, Taluka Gokak, Dist. Belgaum.

Subject:- Recovery of water rates.
Request to write off the —

Dear Sir

With ref. to the application dated nil Octr. 1948, from you and certain other irrigators of Konnur, addressed to the H.M., P.W.D., on the subject mentioned above, I am directed to state that Govt. has fully considered your case and has decided that your request to write off the recovery of arrears or to reduce at least substantially the arrears cannot, it is regretted, be complied with.

Yours faithfully

(Confidential)
Copy forwarded to

the S.E., K.I.C., (in continuation of G.E. No. S-95/49304-J.B.(II), dated the 5-10-48),
the Commr. S.D.,
the Collr. of Belgaum, (with ref. to his letter No. R.E.V.S.R. 45, dated the 9-7-48, addressed to the Secy. to the Govt. of Bombay, Rev. Dept.
the Ex. Engr., Ghataprabha Left Bank Canal Dn.

2. The recovery of arrears of water rates should be made in suitable instalments from the irrigators concerned

2/2/49

11)

Rev. Deptt.

Submitted with ref. to P. WB
dt. 5.1.19.

2. The presumption made P.WB
by the PWD in para 1 of the
order of 2.2.19 is correct. This
deptt. may agree with the
view expressed by Secy (9) P.WD
in his note, dt 12.2.19

DMC
18.2.19

Th
18.2.19

19/2

Rev. B
21/2/19

-x with P.WD file
S 95/6

x. Sent to P.WD on 21/2/19

57

9/11/22

P. W. D.
File No 5.95
Serial No. 12784

113

P.W.D.

I.B.(II).

Submitted.

2. The R.D. has confirmed the presumption that it has kept relevant copies of the papers and would be submitting its papers to the H.Ms., R.D. and P.W.D. on receipt of the Commr's report called for in the D.O. at p. 47 ante.

3. The Secy., F.D., has agreed to this Deptt's proposal to ask the Collr. of Belgaum to suggest in consultation with the S.E., K.B.C., the numbers of instalments and the interval at which they should be recovered without undue hardship to the irrigators concerned. The necy. fresh draft put up may issue, if approved, after submission of the papers to the H.M., P.W.D.

BVK.
14.3.49.

14-3-49

Secy(I)

Secy.(Irrgn.)

HM, PWD.

HM PWD 18.3.49

No. S-95/12784-I.B.(II). P.W.D.,

B.C.. 22nd March '49.

To

Honnappa Jinnappa Patil, Esq.,
Konnur, Taluka Gokak,
Dist. Belgaum.

Subject:- Recovery of water rates -
request to write off the --.

Dear Sir,

With ref. to the application dated nil Octr. 1948 from you and certain other irrigators of Konnur, addressed to the H.M., P.W.D., on the subject mentioned above, I am directed to state that Govt. has fully considered your case and has decided that your request to write off the recovery of arrears or to reduce at least substantially the arrears cannot, it is regretted, be complied with.

Yours faithfully,

D.A.-Nil.

Confdl.
Urgent
Copy forwarded to

the Commr., S.D.,

the S.E., K.I.C., (in continuation of G.E., No. S-95/49304-I.B.(II), dated the 5-10-48),

the Collr. of Belgaum (with ref. to his letter No. R.E.V.S.R.45, dated the 9-7-48, addressed to the Secy. to the Govt.of Bombay, Revenue Deptt.),

the Ex. Engr., Ghataprabha Left Bank Canal Ex Dn.

2. The Collr. of Belgaum is requested to report the amount of arrears to be recovered and to suggest, in consultation with the S.E., K.I.C., the number of

instalments ...

instalments and the interval at which the arrears should be recovered without causing undue hardship to the irrigators concerned.

BVK.
14.3.49.

BSM
14/3/49

14-8-49

Secy (I)

14/15 3.49

Secy (Irrgn)

Issue / ~~from Secy~~ wrapping.
21/3 Conft.

Secy (22-4-49)
21/3

(378)

To

The Minister,
Public Works Department,
Bombay.

Subject :- Your No. S-95-60-89 I.B.II dated 3-11-1948.

Sir,

With reference to your above No. we the villagers of Konnur, Taluka Gokak, District Belgaum, most humbly beg to state as follows :-

The Mamlatdar of Gokak had come to our village with distress warrants and threatened us to attach our moveables and sell them. We have with great hardship paid under protest a sum of Rs. 2000/-. This recovery is for the irrigation dues, penalties and fines, covering a period of more than 10 years.

We pray that the realisation of the amount be stayed pending consideration of our petition referred to above. The following points which speak of the justice of our case may kindly be considered :-

(1) A consolidated demand for 10 years with fines, penalties etc. is unjust and illegal.

(2) The demands ought to have been made every year.

(3) Without issuing notice to us to pay the amount every year, it is unjust to penalise us with fines.

(4) It is impossible for us to pay a large sum at a stretch.

(5) It is unjust to assess water rate for the whole year including the rainy season when the river flows in floods.

(6)

(6) It would appear necessary to revise the rate.

Pending the final disposal of our prayer, it is prayed that the collection of irrigation dues be kindly ordered to be stayed. The Mamlatdar, Gokak may kindly be intimated by telegram of the stay to avoid the great harrassment that is being caused to us.

We also earnestly pray that we may be given a personal hearing before the final disposal of our petition so that we may personally explain the great injustice done to us, and try to convince you about the same. We are sure that this -- simple request of ours would be granted and we would have the satisfaction of placing our case personally before.

Dated 16/3/1949.

Yours faithfully,

P. W. D.
File No. S-95(3)
Serial No 20278

(378)

59 119 S-95(3)/20278

P.W.D.

I.B.(II).O.N.

Acknowledged under No. S-95(3)/20278-I.B.(II);
dated the 29th March 1949.

Issued
30/3/49 SG

SDO.
28/3/49
28-3-49

Issue noted
28/3
31/3

6T 121 S.95(3)/20278

P.W.Deptt.

I.B.(II).

Submitted.

2. Mr.H.J.Patil and certain other villagers of Konnur, taluka Gokak, Dist.Belgaum, pp.57-58 state that the Mamlatdar of Gokak is making recoveries of irrign.dues, penalties and fines of the past ten years, with distress warrants, for taking water unauthorisedly from the Gokak Canal. They request that the Mamlatdar of Gokak should be asked to suspend the collection of irrign.dues pending the disposal of this application and that they should be granted an interview with the H.M., P.W.D. to place their case personally before ~~the H.M., P.W.D.~~ him.

3. The applicants had pp.1-3 requested in the past to withhold the recovery of the arrears of water rates pending the disposal of their application for the free use of water of the Ghataprabha river. Accordingly, the recovery was once p.12 withheld. Later on, the local officers were asked to start the recovery, vide p.24 G.E.No.S.95/49304-I.B.(II) dated the 5-10-48. The applicants again pp.31-33 requested to write off or at least to reduce the arrears and to suspend the recovery pending the disposal of their application. Their request was p.55 not ~~been~~ granted. The Collr.of Belgaum was, however, asked to report the amount of arrears to be recovered and to suggest in consultation with the S.E., K.I.C., the number of instalments and the interval at which the arrears should be recovered without causing undue hardship to the irrigators concerned. The Collr's report in the matter is awaited. The reasons why there was an accumulation of arrears are given in the Collr.of Belgaum's pp.39-40 letter, dated the 9-7-48. In the circumstances stated above, it is for consideration whether -

(i) the recovery of the arrears may be suspended till the report is recd.from the Collr.and the orders of Govt are passed thereon and

(ii) the interview asked for by the applicants may be granted. If so, the place, the date and the time for the interview may please be indicated by the H.M.

4. The papers may be submitted to the H.M.,P.W.D.with r:ference to his note on p.5?

BSR. 4/4/49

BKR. 4/4/49.

The recovery of the arrears may be suspended until the report of the Collector is received & the number of instalments & the interval at which ~~which~~ they should be recovered are decided. If this is done, there appears to be no need of an interview with the H.M. P.W.D. at this stage. Secy. (Irrgn.) Us.

4-4-49 H M, P.W.D.

Secy(I)

We have already written to the collector that the recovery should be made in suitable instalments without causing any undue hardships. That order should serve the purpose of the applicants. If however H.M. is agreeable to grant an interview he ~~should~~ may kindly Communicate the time & date

4/4/49

HMPWD Expedite the Collector by telegram once a week

M.D.D. 6/4/49

Accordingly 7/4/49

Dt. 4/4

~~63~~ 123 S-95(3)/20278.

P.W.D.

I.B.(II)

Resubmitted with the necessary draft telegram ℘ 64 post for appl. with ref. to the H.M., P.W.D's. orders dated ℘. 62 ante

6-4-49

B.D.D.
6/4/49

d.
8/4/49.

J.A.S.

State 69 Telegram Ordinary

From : Bomworks, Bombay.

To : Collector, ~~of~~ Belgaum.

Submit ~~urgently~~ immediately information called for in Govt. Endt.
No. P.5E 8-95/12784-I.B.(II), dated 22nd ultimo reg: recovery of arrears of water rates on Gokak Canal.

Tel. ISSUED on 8/4/49

No. S-95/20278-I.B.(II)

P.W.D., B.C., 8 15th April 1949.

Copy, by post, in confirmation.

8/4/49

8/4/49

J.A.S.

Issued at once 8/4

ISSUED on 8/4/49

9/4

195 S-95(3)/20278.

I.B.(II) P.W.D.

p.66 ante

Resubmitted with the necessary draft telegram for aid.

19/4/49

19/4/49.

J.A.S.

State Telegram Ordinary

From: Bombworks, Bombay

To:- Collector, Belgaum.

Submit immediately information reg: recovery of arrears of water rates on Gokak Canal called for in Q.E. Tel: No. 8-95/12784-I.B.(II), dated 22nd ultimo. p.55 ante

ISSUED on 19/4/49 P.W.D.

No. 8-95/20278-I.B.(II). B.C., 19th April 1949

Copy, by post, in confirmation. 64 ante

2. This has ref. to the Govt. telegram dated the 8-4-49.

BM. 19/4/49

19/4/49.

Issued at once 19/4

Issued 19-4-49

Inw. P. 21/4

Inw Wad 19/4

12/64

No. REV 45.
Camp Poondra, 21 April 1949.

To

The Secretary to Government,
Public Works Department,
Bombay.

Subject: Recovery of water rates.
Request to write off .. the. P.55
Reference: Government P.W.D. endorsement No. S-95/12784-I.B. (II) of 22/3/1949 and telegraphic expeditor dated 8/4/1949 . P.64

The Mamlatdar, Gokak, reports that out of the arrears of Rs.6435-5-1 pertaining to Konnur village he has since recovered Rs.3946-5-6 leaving a balance of Rs.2488-15-7 yet to be recovered. Of these arrears, Rs.1797-4-1 pertain to 9 defaulters whose outstandings exceed individually Rs.100/- and Rs.691-11-6 pertain to defaulters whose outstandings are less than Rs.100/- individually. The Mamlatdar recommends that the dues of the aforesaid 9 defaulters may be recovered in two instalments - one in 1950 and the other in 1951, and that the dues of the rest which are less than Rs.100/- individually may be recovered in one instalment this year. I am,however, consulting the Superintending Engineer, Karnatak Irrigation Circle, in this connection and on receipt, of his report I shall submit definite proposals to Government.

Collector, Belgaum.

Copy with copy of the Mamlatdar of Gokak's letter No.IRR of 6/4/1949 together with copies of its accompaniments forwarded with compliments to the Superintending Engineer, Karnatak Irrigation Circle, with reference to Government's endorsement below letter No.S-95/12784/I.B.(II) of22/3/49 P.55 for favour of early remarks.

GBD. 20/4.

69

I(1)27/4

S-95

28125

129

S. 95/28125

Recovery of irrgn. dues from the villagers of Kannur on Gokak Canal in Belgaum Dist.

Very Urgent
I.B.(II) P.W.D.

Submitted with reference to the notes at p. 62 ante.

2. Out of the arrears of Rs.6,435-5-1 pertaining to Konnur Village Rs. 3,946-5-6 have been recovered and a balance of Rs. 2,488-5-7 remains to be realised. Out of this balance Rs.1796-9-10 pertains to 9 defaulters who have to pay more than Rs.100/- each and Rs.691-11-6 pertains to defaulters who have to pay less than Rs.100/- individually. The Mamaltdar of Gokak proposes to recover the dues from 9 defaulters in two instalments- during the years 1950 and 1951- and the dues of the rest, which are less than Rs.100/- individually in one instalment this year. The Collr. of Belgaum promises to submit his report in the matter on receipt of the remarks of the S.E.,K.I.C.which he has called for.

3. From the portion side lined X of the S.E., K.I.C's letter dated the 28-8-48, it will be seen that the crops that were grown were sugar cane and other money crops. In view of the prevailing high prices of sugarcane and garden crops, it will apparently cause no hardship if the recoveries are made as proposed by the Mamaltdar of Gokak. It appears therefore unnecessary to await receipt of the further report promised by the Collr. If this is agreed to, the Collr. will be asked to make recoveries as per proposals made by the Mamaletdar.

4. The applicants may, if approved, be replied that the question of recovery of arrears of water rates has been fully considered by Govt. and the necessary instructions to recover the arrears in suitable instalments have been issued to the local officers in the matter.

5. The papers may be submitted to the H.M.,P.W.D. with reference to his minute dated the 6-4-49.

2
GMA
30/4/49

According to the proposal of the Mamlatdar of Gokak the instalment of the recovery of irrigation arrears would be less than Rs 100/-/- per year & it is considered that it would not cause undue hardship to

the parties concerned. The proposal may be approved without waiting for further report from the Collector of Bulgaum

2-5-49

Secy (I)

The proposals may be approved

3-5-49

P. S. Yes. I agree S.W. 4.5.49

HM PWD 4.5.49

Dt. cl: 3/5

3/5 5/5/49

Dept. 5/5

I.B. (II) p 71 post

Recubmitted with the necessary draft for appl.

9-5-49

9/5/49

US

24
181

No. S-95/28129-J.B.(II). P.W.D.,

To B.C., /0 16 May 1949.

Honnappa Jinnappa Patil, Esq.,
Konnur Taluka Gokak, Dist. Belgaum.

Subject:— Recovery of irrign. dues on the Gokak Canal.

Dear Sir,

With ref. to the application dated the 16-3-49, from you and certain other villagers of Konnur, addressed to the H.M., P.W.D., on the subject mentioned above, I am directed to state that the question of recovery of irrgn. dues has been fully considered by Govt. and the necessary orders to recover the arrears in suitable instalments have been issued to the local officers in the matter. pp. 57-58

D.A. Nil.

Yours faithfully.

Copy forwarded to

the Commr., S.D., (with ref. to G.E. No. S-95/12784-J.B.(II), dated the 22-3-49) p. 55

the S.E., K.I.C. (with ref. to the endt. No. REV-45, dated the 21-4-49 by the Collr. of Belgaum), p. 67

the Collr. of Belgaum, (with ref. to his letter No. REV 45, dated the 21-4-49), p. 67

the Ex. Engr., Ghataprabha Left Bank Canal Dn.

2

77

2. The proposal of the Mamlatdar of Gokak to recover the dues of nine defaulters, whose outstandings exceed individually Rs. 100/-, in two instalments — one in 1950 and the other in 1951 — and the dues of the rest, which are less than Rs. 100/- individually, in one instalment this year, is appd.

B.G.K.
9/5/49

9-5-49

9/5

23/33

No.S-95/22165-I.B.(II). Public Works Department,
Bombay Castle, 10th May 1949.

From

The Under Secretary to the Government of Bombay,
Public Works Department.

To

Hemangya Jivangya Patil, Esquire,
Kamur, Taluka Gokak, District Belgaum.

Subject:- Recovery of irrigation dues on the Gokak Canal.

Dear Sir,

With reference to the application dated the 10th March 1949, from you and certain other villagers of Kamur, addressed to the Honourable Minister, Public Works Department, on the subject mentioned above, I am directed to state that the question of recovery of irrigation dues has been fully considered by Government and the necessary orders to recover the arrears in suitable instalments have been issued to the local officers in the matter.

Yours faithfully,

Under Secretary to the Government of Bombay, Public Works Department.

D.A.-Nil.

Copy forwarded to

the Commissioner, Southern Division (with reference to Government Endorsement No.S.95/12784-I.B.(II), dated the 22nd March 1949),
the Superintending Engineer, Karnatak Irrigation Circle (with reference to the endorsement No. REV-45, dated the 21st April 1949 by the Collector of Belgaum),
the Collector of Belgaum (with reference to his letter No.REV 45, dated the 21st April 1949),
the Executive Engineer, Ghataprabha Left Bank Canal Division.

2. The proposal of the Mamlatdar of Gokak to recover the dues of nine defaulters, whose outstandings exceed individually Rs. 100/-, in two instalments - one in 1950 and the other in 1951 - and the dues of the rest, which are less than Rs. 100/- individually, in one instalment this year, is approved.

ISSUED on 11/5/49

No.B.M.I.(4)

Office of the Superintending Engineer,
Karnatak Irrigation Circle,
Dharwar, 9th May 1949.

To

The Collector of Belgaum,
Belgaum.

Subject:- Recovery of water rates.
Request to write off the --

Reference : Your No.Rev.45 dated the 21st April 1949.

2. I agree with the proposals regarding recovery of arrears of water rates, made in your No. quoted above, addressed to the Secretary to Government, P.W.D. and copy endorsed to this office.

D.A.Nil

Superintending Engineer, K.I.C.

Copy forwarded with compliments to the Secretary to Government, P.W.D., with reference to Government endorsement No.S-95/12784-I.B.(II) dated 22-3-1949.

RGY/3.5
compd.by.

76

I.B.(II) P.W.D.

Submitted.

2. In view of orders issued in para. 2 of G.E. No. S-95/28125-I.B.(II), dated the 10-5-49, p. 73 no further action is necessary on the ref.

BDP.
18/5/49

Record

(d)
18/5/49.

Gr. II.

I(11)-11/5

P. W. D.
No. S-95
Serial No. 31751

18/5

Statement showing the names of the irrigation revenue defaulters whose arrears amount to more than Rs.100/- in the village of Konnur taluka Gokak.

S.No.	Name of the deulter	Amount
1	2	3
1.	Manik Sultan Bojgar	327-9-2
2.	Parśsk Kallappa Chaugula	257-13-11
3.	Siddappa Bhimappa Chugula	197-15-2
4.	Akkappa Pyappa Belvi	272-4-7
5.	Rayappa Kallappa Ch ugula	143.11.9
6.	Rachappa Bhimappa Chaugula	128-7-0
7.	Bhima Ramappa Huli	116-8-8
8.	Bhimappa Balappa Yang	225-5-11
9.	Basayya Kadayya Canachari	127-7-11
	Total:	1797-4-1

139 29

No.REVSR.45
Belgaum, 14th May 1949.

To,

The Secretary to Government,
Public Works Department, Bombay.

Subject: Recovery of Water Rates
Request to write off-- the

Reference: This Office N o.REVSR-45 p. 67
of 21st April 1949.

In continuation of this Office letter referred to above I have to report that the Superintending Engineer, K.I.C., Dharwar, has informed me under his No.B.M.T (4) p. 75 of 9th May 1949 that he agrees with the proposals made by the Mamlatdar of Gokak, regarding recovery of the Irrigation dues from the Irrigators of Konnur village. I, therefore, propose that the arrears of water rate due from the 9 defaulters (copy p 77 enclosed) amounting to Rs.1797-4-1 in which the individual outstandings are more than Rs.100/-, may be ordered to be recovered in two instalments - one in 1950 and the other in 1951 - and the arrears of Rs.691-11-6 due from the remaining defaulters whose individual dues are less than Rs.100/- may be recovered in one instalment this year.

Early orders may kindly be passed in the matter.

O.C.signed by
the Collector.

For Collector of Belgaum.

BGD/14-5

C&U

R.D. orders re: Warning to M'dars NS 55/1069 of [illegible].

P.W.D.

I.B.(II)

Submitted.

2. The necessary orders reg: the recovery of irrigation dues from the irrigators of Kannur have already been received from the local officers; vide G.O. No. 71-72 R.E. No. S-95/28125-I.B.(II) dated 10-5-49. In view of this, no further action is necessary on the reg.

Record

23/5/49

I (1) 19/5

I (2) 18/5

P. W. D.
No. S-95
Serial No. 33468

19/5

CONFIDENTIAL. 8A. 164

No.201-E/49.

Revenue Department,
Secretariat, Bombay (No.1),
5th December 1951.

Subject:- Irrigation dues.
Arrears of ---.

Memorandum.

The undersigned presents compliments to the Collector of Belgaum and with reference to his letter, No.REVSR.45, dated 11th October 1951, is directed to state that for their failure to collect the irrigation dues in respect of Konnur village of Gokak taluka, Shirs R.R.Patil and R.N.Gurao should be severely warned. As arrears amounted to a large extent during the period when Shri Gurao was the Mamlatdar the warning should be noted into his confidential sheet. The Collector is requested to inform the persons concerned accordingly.

2. The case papers are enclosed.

By order of the Governor of Bombay,

P. N. Ambegaonkar

For (D.S.BAKHLE),
Secretary to the Government of Bombay,
Revenue Department.

Copies to -
the Public Works Department,
the Political and Services Department,
the Superintendent, D Branch.

SA.5/12

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J.Br P.W.D.

Record.

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